

C. MANSFIELD INDEPENDENT SCHOOL DISTRICT, BEN 140867
SELECTIVE REVIEW INFORMATION REQUESTS – RESPONSES

MISD E-MAIL TRAIL SRIR – NINA KRISHNAN

Date ▾	Size	From	To/Cc	Subject
2014-09-04 11:45:31	669.8K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-09-04 07:58:17	319.2K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	"erate@kelloggllc.com" <erate@kelloggllc.com>	Mansfield Independent Scho...
2014-08-13 11:57:07	450.3K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-13 11:34:36	174.2K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	Fwd: Mansfield Independent...
2014-08-13 11:15:54	173.4K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-13 11:06:33	42.8K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-13 06:03:01	43.1K	Shea H. Pierce <spierce@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-13 05:56:00	41.7K	Jane Kellogg <jkellogg@kelloggllc.com>	spierce@kelloggllc.com	FW: Mansfield Independent ...
2014-08-13 05:49:01	39.1K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-12 13:39:31	346.5K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	FW: Reminder: Mansfield Ind...
2014-08-07 11:10:21	346.5K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	"erate@kelloggllc.com" <erate@kelloggllc.com>	Reminder: Mansfield Indepen...
2014-08-07 09:36:05	17.4K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-07 09:36:05	17.4K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-07 09:33:17	5.2K	Stacy Simpkins <ssimpkins@kelloggllc.com>	jkellogg@kelloggllc.com	Read: Mansfield Independen...
2014-08-07 09:04:00	13.8K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-08-07 09:03:58	13.8K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...

Date ▾	Size	From	To/Cc	Subject
2014-08-05 12:55:16	89.8K	Jane Kellogg <jkellogg@kelloggllc.com>	ssimpkins@kelloggllc.com	RE: Mansfield Independent S...
2014-07-31 06:56:27	345.6K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	"erate@kelloggllc.com" <erate@kelloggllc.com>	Mansfield Independent Scho...
2014-07-08 10:31:46	214.0K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-07-08 10:25:50	214.5K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	RE: Mansfield Independent S...
2014-07-08 10:17:00	209.4K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-07-08 09:48:07	181.5K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	RECTec Order - DRAFT - FW: ...
2014-07-08 09:47:09	653.0K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: DRAFT - FW: Mansfield I...
2014-07-08 09:17:42	210.1K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	RE: Mansfield Independent S...
2014-07-08 09:17:38	175.5K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	RE: DRAFT - FW: Mansfield I...
2014-07-08 09:13:22	253.5K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	DRAFT - Mansfield Independ...
2014-07-08 09:05:35	252.5K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2014-07-08 09:02:46	204.4K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	RE: Mansfield Independent S...
2014-07-08 08:54:28	210.0K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	FW: Mansfield Independent ...
2014-07-08 08:52:10	174.2K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	Jane Kellogg <jkellogg@kelloggllc.com>	DRAFT - FW: Mansfield Inde...
2014-05-23 10:54:48	7.7M	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	RE: Status on Outstanding 20...
2014-03-31 05:55:04	6.1M	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	FW: Mansfield Independent ...
2014-03-28 14:25:54	6.1M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-03-24 12:21:50	6.1M	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	FW: Mansfield Independent ...
2014-03-22 09:58:17	6.1M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-03-20 13:25:04	17.3K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-03-20 12:54:51	16.0K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-03-20 12:44:40	18.7K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	RE: Mansfield Independent S...
2014-03-20 12:22:25	326.4K	"Brubaker, Doug" <DougBrubaker@kelloggllc.com>	"jkellogg@kelloggllc.com" <jkellogg@kelloggllc.com>	FW: Mansfield Independent ...
2014-03-18 13:18:24	7.0M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2014-03-18 12:53:01	6.0K	postmaster@nsi.pri	jkellogg@kelloggllc.com	Delivery failure (nina.krishnan@kelloggllc.com)
2014-03-18 12:51:52	10.4M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2013-12-11 13:50:36	57.4K	"Helsley, Lori" <LoriHelsley@misdmail.org>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield ISD - FY 2013 ...
2013-12-03 13:21:06	14.0K	"Helsley, Lori" <LoriHelsley@misdmail.org>	"jkellogg@kelloggllc.com" <jkellogg@kelloggllc.com>	Read: Mansfield ISD - FY 20...
2013-11-26 12:19:35	223.0K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2013-11-26 07:15:52	13.4K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2013-11-21 13:08:20	206.1K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	RE: Mansfield Independent S...
2013-11-21 11:42:04	172.7K	"Krishnan, Nina" <Nina.KRISHNAN@kelloggllc.com>	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2013-11-21 10:48:21	165.9K	Jane Kellogg <jkellogg@kelloggllc.com>	nkrishn@st.universalservice.org	RE: Mansfield Independent S...
2013-11-21 10:32:33	137.5K	Jane Kellogg <jkellogg@kelloggllc.com>	jkellogg@kelloggllc.com	RE: Mansfield Independent S...

Date ▾	Size	From	To/Cc	Subject
2013-11-20 15:22:06	355.5K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield Independent S...
2013-11-19 07:00:57	144.2K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield ISD - FY 2013 ...
2013-11-15 13:08:18	13.1K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: REMINDER: Mansfield Ind...

Date ▾	Size	From	To/Cc	Subject
2013-11-12 05:13:03	143.4K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Mansfield ISD - FY 2013 ...
2013-11-11 15:05:04	1.7M	Jane Kellogg <jkellogg@kelloggllc.com>	nkrishn@sl.universalservice.org	FW: Mansfield ISD - FY 2013...
2013-11-11 10:21:44	9.1K	"Helsley, Lori" <LoriHelsley@misdmil...>	Jane Kellogg <jkellogg@kelloggllc.com>	Automatic reply: Mansfield I...
2013-11-11 10:21:32	44.2K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@...>	RE: Mansfield ISD - FY 2013 ...
2013-10-30 06:56:52	5.3K	Stacy Simpkins <ssimpkins@kelloggll...>	jkellogg@kelloggllc.com	Read: Mansfield Independen...
2013-10-29 15:07:42	445.7K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	Countersigned Cogen Contrac...
2013-10-29 12:56:11	450.7K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield Independent S...
2013-10-29 12:56:07	450.8K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield Independent S...
2013-10-29 12:42:02	15.9K	"Brubaker, Doug" <DougBrubaker@m...>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Two Separate Reviews O...
2013-10-29 11:47:57	115.7K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Mansfield Independent S...
2013-10-29 11:47:57	115.7K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Mansfield Independent S...
2013-10-29 04:12:58	9.2K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'jkellogg@kelloggllc.com' <jkellogg@k...>	Read: RE: Mansfield Indepen...
2013-10-28 14:35:14	5.3K	Stacy Simpkins <ssimpkins@kelloggll...>	jkellogg@kelloggllc.com	Read: Mansfield Independen...
2013-10-28 08:50:32	93.4K	"Brubaker, Doug" <DougBrubaker@m...>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2013-10-28 07:34:05	1.3M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield Independent S...
2013-10-28 07:33:59	1.3M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield Independent S...
2013-10-23 04:46:37	19.7K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@...>	RE: Mansfield Independent S...
2013-10-22 18:27:19	15.3K	"Brubaker, Doug" <DougBrubaker@m...>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2013-10-22 18:22:46	15.3K	"Brubaker, Doug" <DougBrubaker@m...>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield Independent S...
2013-10-22 18:13:18	331.5K	Jane Kellogg <jkellogg@kelloggllc.com>	Doug Brubaker <DougBrubaker@mis...>	Fwd: Mansfield Independent...
2013-10-21 09:47:16	349.5K	Jane Kellogg <jkellogg@kelloggllc.com>	mdonawa@sl.universalservice.org	MANSFIELD INDEP SCHOOL ...
2013-10-18 12:29:15	22.3K	Jane Kellogg <jkellogg@kelloggllc.com>	"Helsley, Lori" <LoriHelsley@misdma...>	RE: USAC e-Rate Application I...
2013-10-18 06:02:51	14.3K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Signed SR Response Ma...
2013-10-17 17:36:03	14.4K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Signed SR Response Ma...
2013-10-17 12:19:24	1.4M	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	Signed SR Response Mansfi...
2013-10-17 06:34:11	26.4K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Missing Request?
2013-10-17 06:16:11	26.5K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Missing Request?
2013-10-17 06:14:00	170.7K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Missing Request?
2013-10-17 04:10:25	23.3K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Missing Request?
2013-10-16 15:30:09	8.8K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	Missing Request?
2013-10-08 05:25:26	23.6K	Jane Kellogg <jkellogg@kelloggllc.com>	"Krishnan, Nina" <Nina.KRISHNAN@...>	RE: Mansfield ISD Review Q...
2013-10-08 04:08:30	23.6K	"Krishnan, Nina" <Nina.KRISHNAN@...>	'Jane Kellogg' <jkellogg@kelloggllc.co...>	RE: Mansfield ISD Review Q...
2013-08-28 13:21:26	34.1K	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@...>	RE: KSLLC: Erate services-sp...
2013-08-28 12:42:20	35.3K	"Brubaker, Doug" <DougBrubaker@m...>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: KSLLC: Erate services-sp...

MISD EMAIL TRAIL PIA – MARIA DONAWA

2013-10-24 13:...	1.3M	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...>	RE: MANSFIELD INDEP SCHOO...
2013-10-23 07:...	405	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...>	RE: MANSFIELD INDEP SCHOO...
2013-10-22 06:...	284	"Donawa, Maria" <Maria.DONAWA@s...>	'Jane Kellogg' <jkellogg@kelloggllc.com>	MANSFIELD INDEP SCHOOL DIST
2013-10-21 10:...	292	"Donawa, Maria" <Maria.DONAWA@s...>	'Jane Kellogg' <jkellogg@kelloggllc.com>	MANSFIELD INDEP SCHOOL DIST
2013-10-21 09:...	8.8K	"Donawa, Maria" <Maria.DONAWA@s...>	'jkellogg@kelloggllc.com' <jkellogg@ke...>	Read: MANSFIELD INDEP SCH...
2013-10-18 10:...	18.2	"Brubaker, Doug" <DougBrubaker@mi...>	Jane Kellogg <jkellogg@kelloggllc.com>	RE: ERate App# 904090

Date ▾	Size	From	To/Cc	Subject
2014-01-15 07:...	28.1	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: ERate App# 906722 MANS...
2014-01-15 06:...	28.0	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: ERate App# 902395 MANS...
2013-12-11 13:...	57.4	"Helsley, Lori" <LoriHelsley@misdmail...	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Mansfield ISD - FY 2013 I...
2013-11-18 15:...	245	"Donawa, Maria" <Maria.DONAWA@s...	'Jane Kellogg' <jkellogg@kelloggllc.com>	RE: E-Rate App# 902395 MAN...
2013-11-18 15:...	9.0K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 902395 ...
2013-11-18 15:...	449	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 902395 MAN...
2013-11-18 15:...	9.0K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 902395 ...
2013-11-18 15:...	1.2K	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 902395 MAN...
2013-11-13 12:...	9.0K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 902395 ...
2013-11-13 12:...	1.2K	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 902395 MAN...
2013-11-11 10:...	44.2	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@mi...	RE: Mansfield ISD - FY 2013 I...
2013-11-11 08:...	24.1	"Hynds, Matt" <MattHynds@misdmail.o...	Jane Kellogg <jkellogg@kelloggllc.com>	RE: E-Rate App# 902395 MAN...
2013-11-11 08:...	19.1	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@mi...	RE: E-Rate App# 902395 MAN...
2013-11-10 14:...	283	"Brubaker, Doug" <DougBrubaker@mi...	"Pollard, Kim" <kpollard@misdmail.org>...	FW: E-Rate App# 902395 MAN...
2013-11-04 15:...	90.7	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <mDONAWA@sl.univ...	FW: E-Rate App# 902395 MAN...
2013-11-04 12:...	298	"Brubaker, Doug" <DougBrubaker@mi...	"jkellogg@kelloggllc.com" <jkellogg@ke...	FW: E-Rate App# 902395 MAN...
2013-11-04 08:...	9.0K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 902395 ...
2013-11-04 07:...	5.1K	Stacy Simpkins <ssimpkins@kelloggllc....	jkellogg@kelloggllc.com	Read: E-Rate App# 904090 MA...
2013-11-01 12:...	9.0K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 904090 ...
2013-11-01 09:...	53.3	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 904090 MAN...
2013-11-01 09:...	53.3	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 904090 MAN...
2013-10-30 13:...	4.2K	"Donawa, Maria" <Maria.DONAWA@s...	'Jane Kellogg' <jkellogg@kelloggllc.com>	Message Recall Failure: Recall: ...
2013-10-30 13:...	5.2K	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	Recall: E-Rate App# 904090 M...
2013-10-30 12:...	9.0K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 904090 ...
2013-10-30 12:...	315	postmaster@misdmail.org	jkellogg@kelloggllc.com	Undeliverable: RE: E-Rate App#...
2013-10-30 12:...	301	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 904090 MAN...
2013-10-29 13:...	704	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 902395 MAN...
2013-10-29 13:...	1.2K	"Gonzagowski, Carolyn" <CarolynGon...	"Brubaker, Doug" <DougBrubaker@mi...	RE: E-Rate App# 902395 MAN...
2013-10-29 12:...	15.5	"Brubaker, Doug" <DougBrubaker@mi...	Jane Kellogg <jkellogg@kelloggllc.com>	RE: Two Separate Reviews On...
2013-10-29 11:...	17.2	Jane Kellogg <jkellogg@kelloggllc.com>	"Brubaker, Doug" <DougBrubaker@mi...	RE: E-Rate App# 902395 MAN...
2013-10-29 11:...	293	"Brubaker, Doug" <DougBrubaker@mi...	"jkellogg@kelloggllc.com" <jkellogg@ke...	FW: E-Rate App# 902395 MAN...
2013-10-28 14:...	8.9K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: E-Rate App# 906722 ...
2013-10-28 14:...	1.6K	Jane Kellogg <jkellogg@kelloggllc.com>	"Donawa, Maria" <Maria.DONAWA@...	RE: E-Rate App# 906722 MAN...
2013-10-24 14:...	8.8K	"Donawa, Maria" <Maria.DONAWA@s...	"jkellogg@kelloggllc.com" <jkellogg@ke...	Read: RE: MANSFIELD INDEP S...

October 11, 2013

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West
Parsippany, NJ 07054

Dear Ms. Krishnan,

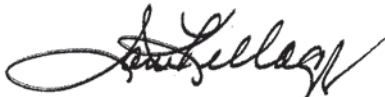
We are responding to your request for information regarding the Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that the district is in compliance with the rules of the Universal Service program as it relates to the applications and FRN's listed in the chart below:

Fund Year	471 #	FRN
2013	902395	2465829
2013	902395	2465557
2013	902395	2465750
2013	902395	2465522
2013	902395	2465643
2013	902395	2465508
2013	902395	2465727
2013	906722	2467867

In the narrative response to the questions below we are providing information that will show that the district has complied with all bidding rules based on their understanding of USAC rules and the state and local requirements related to their district and responded to all bidders accordingly.

Once you have reviewed the documentation submitted please let us know if you require any further information to be able to validate that the district did conduct an open competitive bidding process.

Sincerely,



Jane Kellogg

President
Certified E-rate Management Professional

Item #	Items to be returned to the Special Compliance Reviewer	Document(s) Title & Corresponding FRN	Status								
1	Signed & dated contracts and/or other agreements with service providers related to the FCC Form(s) 471	Included	<input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> N/A								
2	Request For Proposal (RFP) – None Form 470 Only Please specify: Release date: mo. <u>12</u> /day <u>17</u> /year <u>2012</u> Bid due date: mo. <u>01</u> /day <u>14</u> /year <u>2013</u>	No RFP was posted. The district used the Form 470 as their RFP.	<input type="checkbox"/> Enclosed <input checked="" type="checkbox"/> N/A								
3	All bid responses received for all Priority One & Priority Two funding requests. If no bids were received for any FRN, please indicate so in writing. It may be helpful to include a chart as indicated below: <table border="1" data-bbox="331 667 870 768"> <thead> <tr> <th>App #</th><th>FRN #</th><th>#of bids received</th><th>Vendor selected</th></tr> </thead> <tbody> <tr> <td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table>	App #	FRN #	#of bids received	Vendor selected					See table inserted in the narrative response	<input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> N/A
App #	FRN #	#of bids received	Vendor selected								
4	Vendor selection process description (created during the bidding process)	See narrative and attachments	<input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> N/A								
5	Was a consultant used relating to the planning, implementation and support of your E-rate funding requests? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, provide a signed and dated Consultant Agreement(s) or Letter of Agency.	The district did not use a consultant for the application process. However, the district did request assistance with this reply and a Letter of Agency from Kellogg & Sovereign Consulting, LLC is attached.	<input type="checkbox"/> Enclosed <input type="checkbox"/> N/A								
6	Correspondence between the consultant/service provider and the school/library regarding the competitive bidding process and the application process	See attached.	<input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> N/A								
7	Special Compliance Certification (page 6) (Include signature, title, date and please complete all sections.)	See Attached	<input checked="" type="checkbox"/> Enclosed								

FY 2013 E-rate Application Information Request

We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. To complete our review, we need some additional information. The information needed to complete the review is listed below.

I. Please respond to the questions below and attached for the following FRNs:

Fund Year	471 #	FRN
2013	902395	2465829
2013	902395	2465557
2013	902395	2465750
2013	902395	2465522
2013	902395	2465643
2013	902395	2465508
2013	902395	2465727
2013	906722	2467867

The table below is a breakout of each of the requests associated with the applications and FRN's under review.

MANSFIELD INDEP SCHOOL DISTRICT - BEN 149867

471 AP#	FRN	Service Provider Name	Service	Service Request	Monthly Amt.	Requested Total Amt.
902395	2465829	AT&T Corp.	IA	High Bandwidth Circuits for District wide Internet Access Contract Internet Ports Charges 1. 1000Mbps & 2. 500Mbps	\$42,163.00	\$505,956.00
902395	2465557	Southwestern Bell Telephone Company	Tel	AT&T T-1 Circuit Tariffed Services	\$260.00	\$3,120.00
902395	2465750	Southwestern Bell Telephone Company	IA	Gigaman Circuit to ESC XI for Access to Internet Services	\$1,126.00	\$13,512.00
902395	2465522	Southwestern Bell Telephone Company	Tel	District Wide local voice lines MTM, no Contract	\$14,000.00	\$168,000.00
902395	2465643	Southwestern Bell Telephone Company	Tel	Gigaman Circuits to 49 Locations	\$42,048.63	\$504,583.56
902395	2465508	SBC Long Distance, LLC.	Tel	District Wide Long Distance	\$1,172.00	\$14,064.00
902395	2465727	Southwestern Bell Telephone Company	IA	Gigaman Circuits to Internet Access POP – Contracts Included	\$2,163.57	\$25,962.84
906722	2467811	COGENT COMMUNICATIONS, INC. dba PSINet, Inc.	IA	Internet Access to ESC XI Services	\$4,000.00	\$48,000.00
906722	2467867	COGENT COMMUNICATIONS, INC. dba PSINet, Inc.	IA	Increased bandwidth for district Internet Access	\$6,429.00	\$77,148.00

- II. You were previously contacted by USAC because documents were received that demonstrated the Mansfield Independent School District lack of responsiveness to all prospective bidders.

According to the USAC website, <http://www.usac.org/sl/applicants/step02/competitive-bidding.aspx> the goal of competitive bidding is to have as many bidders as possible respond to a Form 470, RFP, or other solicitation method so that the applicant can receive better service and lower prices. The competitive bidding process must be fair and open. "Fair" means that all bidders are treated the same and that no bidder has advance knowledge of the project information. "Open" means there are no secrets in the process – such as information shared with one bidder but not with others – and that all bidders know what is required of them.

- A. Did Mansfield Independent School District hinder or prohibit other prospective bidders from submitting responses?

Mansfield Independent School District did not "hinder or prohibit other prospective bidders" from submitting responses to the posted Form 470 # 7649400001074497 which was posted on the USAC website for the required 28 days.

The person posting the Form 470's and managing the E-rate process on behalf of the district has been doing so since the program began in 1998. At that time applicants prepared the Form 470 by requesting anything they might want to purchase on the Form 470 itself. This included both Priority One and Priority Two services. RFP's were not prevalent at that time either.

Every year since then the person filing the applications has posted a new Form 470 like the one before and the district has been funded for the full amount of requests to the penny in 7 of the 15 years since then – see grid to the right. Consequently the person filing the applications had no reason to believe that she needed to make any changes in her processes when she filed the two applications in question.

The USAC guidelines also require that applicants follow both State and local competitive bidding requirements as well as the E-rate requirements. Consequently, she also made sure that she was following both State of Texas and local procurement rules in selecting the services to request from the first year in 1998 to present.

FY	Requested Amount	Committed Priority 1
2013	\$821,941.63	\$0.00
2012	\$648,245.61	\$648,245.61
2011	\$549,328.40	\$549,328.40
2010	\$679,219.31	\$618,734.01
2009	\$443,360.36	\$443,360.36
2008	\$369,767.24	\$334,457.33
2007	\$652,259.05	\$343,090.92
2006	\$304,708.68	\$303,948.95
2005	\$235,917.50	\$235,917.50
2004	\$255,360.00	\$250,252.80
2003	\$179,995.33	\$168,475.33
2002	\$136,015.20	\$136,015.20
2001	\$109,980.00	\$109,980.00
2000	\$118,889.76	\$111,161.76
1999	\$132,704.18	\$129,880.69
1998	\$77,000.00	\$77,000.00

Texas State law exempts telecommunications from the competitive bidding process as follows:

*Education Code 44.031(b) In awarding a contract by competitive sealed bid under Education Code 44.031, a district that has its central administrative office located in a municipality with a population of less than 250,000 may consider a bidder's principal place of business in the manner provided by Local Government Code 271.9051. **This section does not apply to the purchase of telecommunications services or information services, as those terms are defined by 47 U.S.C. Section 153. Education Code 44.031(b-1)***

The Public Utility Commission of Texas (PUC) was created in 1975 and is responsible for regulating electric and telephone utilities in Texas. The key functions of the PUC include certifying a utility's initial operation, reviewing any new construction or changes to existing facilities, setting rates, and monitoring and auditing the operations of utilities under its jurisdiction.

Currently, the PUC has oversight of investor-owned utilities, electric cooperatives, river authorities, and local telephone companies. Cities have retained original ratemaking authority for electric utilities and cooperatives operating within their boundaries, but the commission reviews these rates on an appellate basis. The commission also reviews on appeal the rates of city utilities serving customers outside of city limits.

The only services that the district was seeking were local voice services, T-1 circuits, high bandwidth circuits for Internet Access and the Wide Area Network (WAN).

The same service provider has been delivering local telephone service to the district under tariffed fees since 1990. The same service provider began delivering high speed voice, data, and video circuits as far back as 2005. Beginning in 2008 some of the high speed services began to be delivered under multi-year contracts with severe penalties for early termination as follows:

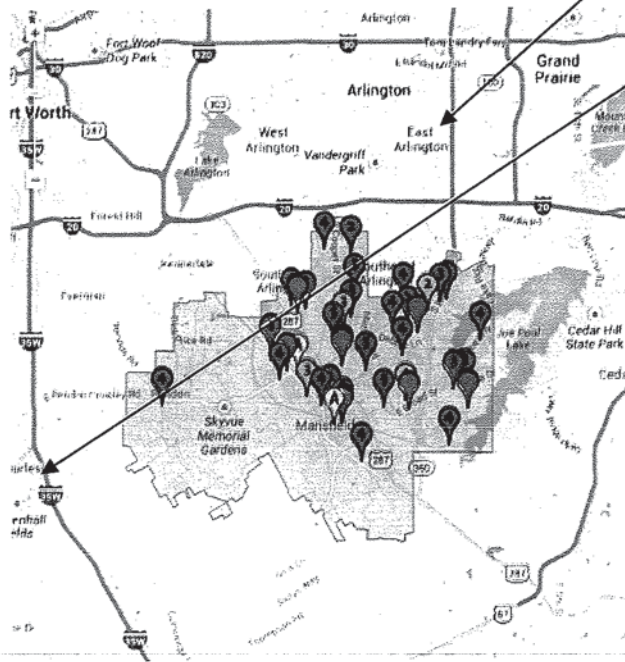
5.2. If Customer terminates Service(s), in whole or in part, for any reason other than default by AT&T, or AT&T terminates for Customer's default, on or after the Term Start Date but before the scheduled completion of the Term, Customer shall pay a termination liability of an amount equal to (a) all unpaid non-recurring charges (excluding non-recurring charges that were waived or incorporated into the monthly recurring rates), (b) fifty percent (50%) of the recurring monthly charges rate for the terminated Service(s) as set forth in this Agreement, multiplied by the number of months remaining in the term for the applicable Service at the point of termination, and (c) any special construction liabilities. These charges shall become due and immediately payable upon termination.

Consequently, since the district has been receiving quality services for all years of the E-rate program, and the penalties detailed above for early termination would result in a negative financial impact, the district has remained and intends to remain with the same service provider for the majority of services. The only new service actually sought was for Internet Access to services delivered by Region XI.

State of Texas Background Regarding Purchasing of Telecommunications Services

In 1998, the only company that could provide telecommunications services in the Mansfield geographic area was AT&T and this held true for many years after that due to the lack of infrastructure availability and may still hold true in sections of the district since it covers 93 square miles of geography.

Below is a snapshot of a map showing the area of coverage of the Mansfield District. To provide some perspective, the distance between East Arlington and Burlson is a distance of 28 miles.



A second factor in selecting the service providers that they have now and want to continue to have is the Texas HB2128 discount program established in 1995 as the Public Utility Regulatory Act of 1995.

The section that relates to school districts and libraries is the Telecommunications Infrastructure Fund. The law has been extended several times since then.

Most recently SB 773 extended the discounts of HB 2128 to 2024.

The following details the requirements of the plan for obtaining discounts:

- The state requires companies to provide three types of discounts: 25%, special T-1 rates, and cost plus for certain services. These discounts cannot be combined.
- The state and federal E-rate discounts can be combined. For example, an 80% E-rate discount combined with the 25% state discount yields an effective discount rate of 85%.
- All local exchange companies (e.g., a telephone company that is providing local dial-tone service) must provide a 25% discount on any tariffed voice or data service which is used at least 50% for "information sharing" and is regulated by the Texas Public Utilities Commission (example: telephone line used to answer patron questions or fax line; line used for Internet access; services such as call waiting or caller ID; and local toll calls); the discount does not apply to inter-state long distance charges, which are regulated by the FCC.
- A tariffed service is any service provided at a rate set by the Public Utilities Commission; includes essentially all services up to an ISDN line, plus T-1 lines for schools and libraries.

While there are several telecommunications providers required to provide services in different geographic areas, AT&T is the only company that is required to provide these discounts for the Mansfield geographic area.

<http://www.tcea.org/advocacy/resources/public-policy-issues/telecommunications-discount>

Regarding following Texas State Law, the State of Texas Department of Information Resources (DIR) in 2009 and again in 2011 posted Form 470's on the USAC website seeking bids on behalf of all schools and libraries in the state.

Details on what actions a school or library should take as it relates to E-rate is inserted below in this document. The information extracted can be found at www.dir.texas.gov/ict/resources/Pages/eratefunding.aspx.

The screenshot shows the 'Cooperative Contracts' section of the E-Rate Funding website. The header reads 'Cooperative Contracts' and 'Increase Your Technology Buying Power Today'. Below this, there is a navigation menu with links like 'Program Overview', 'Contracting Process', 'Customer Eligibility', 'Eligibility for Contracts', 'Contract Terms', 'Purchasing Process', and 'Purchasing Resources'. The main content area is titled 'How We Make Using E-Rate Easy' and explains that the program simplifies the procurement process for products and services that qualify for E-Rate funding by filing Form 470 with USAC on select RFOs. It also lists eligible customers (schools, libraries, etc.) and provides a link to learn more.

"How We Make Using E-Rate Easy

We have simplified the procurement process for products and services that qualify for E-Rate funding by filing the Form 470 with USAC on select RFOs. Contracts awarded under these RFOs are E-Rate eligible.

At <http://www.dlr.texas.gov/ict/overview/Pages/purchasingprocess.aspx>

"Guidance for purchasing from the State DIR Contracts:

<http://www.dlr.texas.gov/ict/overview/Pages/purchasingprocess.aspx>

The Co-op Contracts program connects eligible customers with vendors offering deep discounts on technology products and services. All of our contracts have been competitively bid in compliance with Texas state requirements, so you don't have to issue your own solicitation. Pricing applies to all eligible public entities, regardless of the size of your office or quantity of your order.

Mansfield ISD E-Rate Application Process

The Mansfield ISD person filing the applications followed all State and Local rules in renewing FY 2012 contracts for service providers for Form 471 Application Number 902395 and all FRN's based on all the rules and circumstances detailed above.

For this application, the only error that she made was to post a new Form 470 in both 2012 and in 2013 listing all possible requests for equipment and services instead of using the Form 470 # 913190000842787 posted by the Texas Department of Information Resources (DIR) on 08/12/2010 for Funding Year 2011 which is attached.

With so many years of successfully filing applications using this process, the person filing the applications truly believed that she was following all rules when preparing and submitting applications.

However, it is easy to see why potential bidders were confused by the presence of the incorrect Form 470 requesting all possible services when in fact the district was not actually requesting new services with the exception of the additional Internet Access services to receive services delivered by Region XI ESC.

Texas Regional Education Center XI Information Application 906722

This application referenced the same Form 470, 764940001074497, that was referenced in Form 471 902395. This Form 470 was required to receive new Internet Access services and was used appropriately on the Form 471 except for the fact that the 470 included requests for services they actually were not seeking.

For FRN's 2467811 and 2467867, the District received one bid which was from the Texas Region XI Education Service Center. Previously, they had conducted the bidding process on behalf of school districts in their Region. The following emails provide basic information on how they conducted their competitive bidding and how they chose Cogent over the other bidders.

Since they have been providing services like this for many years, they instructed the district as to how to submit their Form 471's requesting Internet Access from Cogent. Please note that the ESC is not a service provider. Rather it serves in the capacity as an Interlocal.

From: Brandilyn DePalma [<mailto:bdepalma@esc11.net>]
Sent: Tuesday, October 08, 2013 1:22 PM
To: Jane Kellogg; PamFennell@mlsdmail.org
Cc: Brubaker, Doug; EdwardHarper@mlsdmail.org
Subject: RE: E-Rate Audit of Mansfield Bidding Processes

Jane,

I provided you with the Master Interlocal Agreement between Mansfield ISD and Region 11, as well as the original RFCSP, Cogent's response and the bid tabulation on the email I sent you earlier today.

As per Texas Education Code 44.031, Region 11 awarded RFCSP #2010-7-2014 to Cogent because it was the best value.

In addition, I have attached the responses from the other vendors.

Thank you.
Brandilyn DePalma
Accountant – Purchasing
Education Service Center Region 11
(817) 740-3637

*To: John Voorhis
From: Pat Crawford
Re: RFP #2010-7-2014 (Secondary Internet Access for Regional WAN)
Date: September 13, 2010*

I have reviewed the four proposals submitted for RFP #2010-7-2014 (Secondary Internet Access for Regional WAN). The purpose of this RFP is to provide an economical solution and TIER I replacement for secondary Internet access for Region XI districts on our regional network. It is important that we provide adequate and redundant Internet access for all our districts. Our current contract with AT&T

expired September 1, 2010 at an annual cost of \$86,000. We will see an annual cost savings of \$50,000 to \$60,000 with Cogent Communications.

Of the four proposals, Cogent Communications provided the most economical solution and meets all the requirements of the RFP. Cogent provides high bandwidth TIER I locally, nationally, and internationally. Large districts in the area using Cogent for the last four to five years, include HEB ISD, Mesquite ISD, Dallas and Community College.

This RFP allows us to start with a 200 Mb connection on a one, two, or three year contract. Over the contract length, we will be able to add additional bandwidth (up to 500 MB) as needed for the Regional WAN.

This RFP allows us to start with a 200 Mb connection on a one, two, or three year contract. Over the contract length, we will be able to add additional bandwidth (up to 500 MB) as needed for the Regional WAN.

It is my recommendation we accept the proposal submitted by Cogent Communications.

- B. Was Mansfield Independent School District contacted by other potential bidders who decided not to bid?

Yes, there were several contacts made by potential bidders for services the district wasn't actually seeking. The grid below lists all those that contacted the district. Copies of the emails and email attachments are included in the uploaded documents. The district did not request any of these services on their Form 471.

Service	Service Provider	Type of Contact	Custom Price Quote
Mobility Solutions	Sprint	E-mail	No
Voice Over IP	Broadcore	E-mail	No
Voice Over IP	Flair Data Systems	E-mail	No
Internet Services from Region XI	Cogent	E-mail	No
Web Hosting	School In Sites	E-mail	No
Web Hosting	Gabbart Communications	E-mail	No
Web Hosting	Community School Builder	E-mail	No
Priority 2 Networking Solutions	Presidio	E-mail	No
Priority 2 Networking Solutions	CNS Networking Solutions	E-mail	No

- C. Did you respond to all prospective bidders?

Yes, Email responses were sent to each service provider. The one below was typical of the responses.

From: Gonzagowski, Carolyn [<mailto:CarolynGonzagowski@mlsdmail.org>]

Sent: Monday, January 14, 2013 10:22 AM

To: Sandy Moses

Cc: Brubaker, Doug

Subject: Re: Regarding MANSFIELD INDEP SCHOOL DIST E-Rate Application 764940001074497

Thank you, we will take this proposal into consideration during our budget planning meetings

Sent from Carolyn's iPhone

- D.** Please provide all correspondence you had with potential bidders, including responses you considered "spam."

See Uploaded Documents. Since none of the bidders provided custom bids, they could actually be considered spam.

- E.** *Please provide the process and or procedures Mansfield Independent School District has in place to ensure that the school responds to bidder inquiries in a timely manner so that competitive bidding deadlines could be met.*

The district was very surprised when this inquiry was received as they have always been successful filing fundable applications. The Assistant Superintendent responsible for the oversight of the E-rate application process discussed the request with the person who has been filing applications since 1998. Like the Assistant Superintendent, she was equally surprised at the request as she was confident she had done everything correctly.

Consequently, he sought assistance with this review from Kellogg & Sovereign[®] Consulting, LLC at the recommendation of a neighboring school district.

Kellogg & Sovereign[®] Consulting, LLC has been managing the E-Rate process for schools and libraries since the inception of the program in 1998. Since they work with the E-Rate program on a daily basis managing over 320 clients with annual filing of approximately 650 applications they are able to provide expert assistance. They are recognized as one of the top E-Rate management firms in the nation based not only on the quantity of applications filed but also on the quality of their professional services.

They understand that the clients they represent depend on the funding they receive from E-Rate every year. Therefore, they know it is essential for their firm to provide the highest level of service in each process to ensure the applicant is not only receiving the funding requested but also stays in compliance with program rules. They are a founding member of the E-Rate Management Professionals Association (E-MPA), with three Certified E-mpa Professionals on staff.

We have contracted with them to manage our E-Rate applications beginning with this response and continuing with future applications. Their expertise will provide the direction we need make the necessary corrections to be totally compliant with all rules and regulations set out by USAC and the FCC.

When the Kellogg & Sovereign representative looked at the posted E-Rate Forms 470 and 471 she quickly identified that a possible issue was associated with the broad range of services listed on the Form 470. Based just on the Form 470, it was easy to see how service providers could have reached the conclusion that the district was actually requesting a lot of new services, which in fact they were not. This is particularly true of any Priority 2 services for the

district as a whole. With a weighted discount rate range between 50% and 60%, it is unlikely that until something changes with E-rate funding, they are will qualify for any P2 funding.

- III.** *For additional information regarding responding to questions from potential bidders please visit the USAC website, <http://www.usac.org/sl/tools/news-briefs/preview.aspx?id=464> The competitive bidding process must be fair and open. "Fair" means that all bidders are treated the same and that no bidder has advance knowledge of the project information. "Open" means there are no secrets in the process – such as information shared with one bidder but not with others – and that all bidders know what is required of them. The Form 470, RFP, or other solicitation method should be clear about the products, services, and quantities the applicant is seeking and must be based directly on the applicant's technology plan. In addition, the applicant must avoid using generic or encyclopedic service descriptions on their Form 470, RFP, or other solicitation method. Using a generic RFP or Form 470 does not comply with Federal Communications Commission (FCC) competitive bidding requirements. Also, using an encyclopedic RFP or Form 470 does not comply with FCC competitive bidding requirements. Such generic or encyclopedic requests will inhibit service providers from composing a responsive bid without additional information or insight into the applicant's bid solicitation.*

Applicants must specify the services or functions for which they seek Schools and Libraries support. The Description of Services Requested and Certification Form (Form 470) or Requests for Proposals (RFP) must define the specific services or functions (including quantity and/or capacity) for which funding will be sought. Applicants also must obtain specific cost information, including prices for products and services to be provided. Failure to adhere to these rules violates the requirement of choosing the most cost-effective provider.

- A.** *How did Mansfield ISD notify potential bidders of the specific quantity and/or capacity needed for each of the services or functions identified with **District Wide** recipients on Form 470 # 764940001074497? Please provide documentation to support your response.*

The only "notification" to notify potential bidders of the specific quantity and/or capacity" was through the Form 470 that erroneously included services that were actually not being sought by the district. This was due to a misunderstanding by the applicant filer of how a Form 470 was supposed to be prepared.

In addition, information provided to USAC indicated Mansfield Independent School District deterred potential bidders. We are providing you with an opportunity to submit further documentation and/or any special circumstances that we should consider during the review.

As stated above, the district did not try to deter any potential bidders from bidding. The error that was made by the district was that the Form 470 they filed included all possible eligible services and equipment. This was basically a ministerial error based on the lack of current knowledge regarding all the changes promulgated by the FCC and administered by USAC since 1998.

The person filing the forms has not been to a training session since 1998 so is unfamiliar with any of the rules set out in all of these major rulings.

NAMED DECISIONS

Alaska Gateway (09/14/2006).
Ann Arbor (12/16/2010).
Baltimore City (08/11/2011).
Bishop Perry (05/19/2006).
IBM/Ysleta Order (12/08/2003).
Mastermind Decision (05/23/2000).
Copan Decision (03/16/2000).
Tennessee Decision (08/11/1999).
Kalamazoo Decision (11/04/2002).
Nassau County (12/06/2002).
Queen of Peace High School, Burbank, IL (12/07/2011).

FCC ESTABLISHING ORDERS

ESL 2013 Report and Order (09/27/2012)
CIPA Report and Order (8/11/2011)
Erate Corrections Order (04/14/2011)
Clarification Order-Item 21 Attachments (01/14/2011)
Sixth Report and Order (9/28/2010)
Eligible Services and Notice of Proposed Rulemaking (12/02/2009)
Fifth Report and Order (8/13/2004)
Order on Reconsideration and Fourth Report and Order (07/30/2004)
Third Report and Order and Second Further Notice of Proposed Rulemaking (12/23/2003)
Second Report and Order and Further Notice of Proposed Rulemaking (04/30/2003)
First Report and Order (06/13/2002)
Notice of Proposed Rulemaking and Order (01/25/2002)
Report and Order-extend deadline for non-recurring services (06/29/2001)
Report and Order (05/08/1997)
Recommended Decision-Universal Service (11/08/1996)

Consequently, she should be excused for not realizing that the way she learned to file was not correct anymore particularly in light of the districts funding record illustrated by the chart on Page 4 of the response.

Anyone who is getting full funding to the penny in 7 out of 15 funding years would have to assume that they are doing it right.

Consequently, in light of all the discussion above, it should be clear to USAC that this is really a ministerial error and the district should receive full funding for their requests.

Information Regarding your Competitive Bidding and Vendor Selection Process

For each of the following items we have outlined the requested documentation you will need to supply.

- *Please provide the information by funding request number (FRN) unless otherwise indicated.*
- *In the event that a document (e.g. contract, RFP, bid response, etc.) applies to multiple FRNs, simply indicate on the first page of the document which FRN(s) is supported by the document.*
- *If, for any reason, you do not have any of the documentation requested below, you MUST provide a complete explanation for why it is missing.*
- *For FRN's that reference a prior year FCC Form 470, please provide the competitive bidding and vendor selection documentation for the year that established bidding for those FRN's as well.*

All information requested has been supplied and included in the uploaded documents.

1) CONTRACTS AND/OR OTHER AGREEMENTS

- *Signed and dated copies of any and all agreements related to each of the FCC Form 471 funding request(s), including any and all contracts, agreements, Statements of Work, etc.*
- *If using a State Maser Contract (SMC), please provide the contract number so that we can verify the contract award dates and expiration dates. If you have a web link or supporting documentation to the SMC, please include that in your response.*

All contracts are included in the uploaded documents.

2) REQUESTS FOR PROPOSAL (RFP)

- *Copies of any and all requests for proposals (RFPs), invitations to bid, requests for bids, or other documentation of bid requests for services and/or products requested, or other solicitations in any way associated with the applicant's funding request(s) and/or the selection of the service provider(s) that appear(s) on the applicant's funding request(s).*
- *Provide any and all amendments made to the original RFP.*
- *All RFPs should indicate when they were first made available to service providers, i.e. release and posting date as well as the due date for which bids must be submitted.*

There are no Requests for Proposal associated with the requests in the application.

3) BID RESPONSES

- *Indicate the number of bids/proposals received for all funding requests*
- *Provide complete copies of any and all proposals, bid responses, etc., received in response to the FCC Form 470, and/or any RFP, or other solicitation in any way associated with the applicant's funding request and/or with the selection of the service provider that appears on the applicant's funding requests.*
- *This information should be provided for all funding requests including tariff, month-to-month and contracted services.*

All bids received are included in the uploaded documents. However, the district was following State of Texas guidelines by renewing contracts that had been awarded by the

Texas Department of Information Resources and/or Texas Region XI Education Service Center. Both of which constitute valid competitive bidding processes.

The district was not seeking bids for any new services except for the additional request for Internet Access on Application 906722 as has been discussed earlier.

The person filing the Form 470 was not aware that she should have used the Form 470 on the Texas Department of Information Resources E-rate documentation that is enclosed.

4) VENDOR SELECTION PROCESS

- *Please provide your bid evaluation matrix that was used to select your vendor.*
- *Include all bids that you received and any other bid documentation such as attendance sheets, correspondences to and from the bidding vendor, and a description of your bid evaluation process.*
- *This information should be provided for all funding requests including tariff, month-to-month, and contracted services.*

The district followed State of Texas guidelines by renewing contracts that had been awarded by the Texas Department of Information Resources and/or Texas Region XI Education Service Center. Both of which constitute valid competitive bidding processes.

5) CONSULTING AGREEMENTS

- Please indicate if a consultant was used for the planning, implementation, and support of your E-rate funding request(s) and provide a signed and dated copy of any consulting agreement(s) or Letters of Agency.
- If a consultant was not used, please indicate as such.

During the application process beginning with the Form 470, there was no consultant involved at any point until the district received this request and retained Kellogg & Sovereign Consulting, LLC to assist with this reply.

6) CORRESPONDENCE

Provide a copy of all correspondence between your entity and any service providers or consultants regarding the competitive bidding process and the application process.

All correspondence between service providers and Mansfield staff members is included in uploaded documents.

7) ORGANIZATIONAL STRUCTURE

If your organization functions in multiple capacities, such as consultant, service provider and/or applicant, provide a copy of your organizational flow charts or budget clearly identifying your business functionality and reporting structure in the organization.

The Mansfield ISD Organization Chart is included in the uploaded documents.

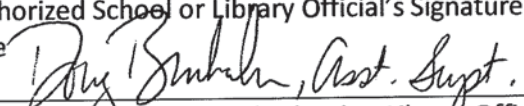
If there is any other documentation that would be helpful to us in our review to ensure that you complied with the Commission's rules requiring a fair and open competitive bidding process, please provide that as well.

Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>I declare under penalty of perjury that the foregoing is true and correct. Executed on <u>16th</u> day of <u>October</u>, 2013 at <u>Mansfield</u> [city], <u>Texas</u> [state].</p>	
Signature	Date <u>October 16, 2013</u>
Print Name <u>Doug Brubaker, Ph.D</u>	Title Assistant Superintendent
Employer Mansfield Independent School District	
Telephone Number <u>817.299.1980</u>	Fax Number <u>817.473.5349</u>
Email Address <u>dougbrubaker@misdmail.org</u>	
Address	
Authorized School or Library Official's Signature and Title  <u>Doug Brubaker, Asst. Supt.</u>	Date October 16, 2013
Print Name of Authorized School or Library Official Named Above Doug Brubaker	

Jane Kellogg

From: Jane Kellogg <jkellogg@kelloggllc.com>
Sent: Monday, October 28, 2013 9:31 AM
To: 'Krishnan, Nina'; 'DougBrubaker@misdmail.org'
Cc: ssimpkins@kelloggllc.com
Subject: RE: Mansfield Independent School District - FY 2013 Information Request due 11.6.2013
Attachments: Cogent Counter-signed contract.pdf

Tracking:	Recipient	Read
	'Krishnan, Nina'	Read: 10/29/2013 6:13 AM
	'DougBrubaker@misdmail.org'	
	ssimpkins@kelloggllc.com	Read: 10/28/2013 4:35 PM

October 22, 2013

Doug Brubaker
Mansfield Independent School District
FCC Form 471 Application Number(s): 902395, 906722

Response Due Date: November 6, 2013

Dear Applicant,

We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. To complete our review, we need some additional information. The information needed to complete the review is listed below.

- I. **Please provide the total number of bids received for the FRNs listed below. In addition, please reference the uploaded document title (as provided on 10/17/2013) and corresponding page numbers for the bids received. If no bids were received, please indicate so in writing.**

NO BIDS WERE RECEIVED FOR THE FRNS INCLUDED IN THE 2013-2014 APPLICATION REQUEST

Fund Year	471 #	FRN	# of bids	Location of bids
2013	902395	2465829	0	
2013	902395	2465557	0	
2013	902395	2465750	0	
2013	902395	2465522	0	
2013	902395	2465643	0	
2013	902395	2465508	0	
2013	902395	2465727	0	
2013	906722	2467867	0	

- A. Are these services provided under State Master Contracts? If using a State Maser Contract (SMC), please provide the contract number so that we can verify the contract award dates and expiration dates. If you have a web link or supporting documentation to the SMC, please include that in your response.

ALL SERVICES ARE EITHER TARIFFED SERVICES ESTABLISHED BY THE PUBLIC UTILITY COMMISSION (PUC) OF TEXAS OR SERVICES UNDER THE STATE MASTER CONTRACT MANAGED BY TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR).

B. Were any new bids received in response to posted FCC Form 470 #764940001074497?

NO BIDS WERE RECEIVED FOR ANY OF THE REQUESTED SERVICES

C. If more than one bid was received, please provide your vender selection criteria and bid evaluation matrix for those FRNs.

COMPETITIVE BIDDING WAS CONDUCTED BY DIR OR PUC FOR ALL BUT 2 OF THE FRNS UNDER REVIEW. THE REMAINING FRNS BIDDING WAS CONDUCTED BY REGION XI EDUCATION SERVICE CENTER.

II. Please provide a copy of the contract for FRN 2467867. If using a State Maser Contract (SMC), please provide the contract number so that we can verify the contract award dates and expiration dates. If you have a web link or supporting documentation to the SMC, please include that in your response.

SERVICES FOR COGENT SERVICES WAS COMPETITIVELY BID BY REGION XI EDUCATION SERVICE CENTER. THE ORDER FORM FOR THE SERVICES IS ATTACHED. THE MASTER SERVICE AGREEMENT NEGOTIATED BY REGION XI BETWEEN COGENT AND MANSFIELD IS ATTACHED.

III. FRNs 2465829, 2465557, 2465750, 2465522, 2465643, 2465508, and 2465727 are listed as month-to-month or tariffed services on your filed FCC Form 471; however your response dated 10/17/2013 indicates some of these FRNs are contracted services. Please confirm which FRNs are contracted and which FRNs are month-to-month. For the FRNs which are under contract, please provide the contract award date and term and a complete copy of the contract (if one has not already been provided).

ALL CONTRACTS HAVE BEEN UPLOADED IN THE DROP BOX FOLDER

471 AP#	FRN	Service Provider Name	Service	CONTRACT, TARIFFED, OR MTM	Service Request
902395	2465829	AT&T Corp.	IA	CONTRACT INCLUDED IN THE DROP BOX	High Bandwidth Circuits for District wide Internet Access Contract Internet Ports Charges 1. 1000Mbps & 2. 500Mbps
902395	2465557	Southwestern Bell Telephone Company	Tel	TARIFF	AT&T T-1 Circuit Tariffed Services
902395	2465750	Southwestern Bell Telephone Company	IA	CONTRACT INCLUDED IN THE DROP BOX	Gigaman Circuit to ESC XI for Access to Internet Services
902395	2465522	Southwestern Bell Telephone Company	Tel	MTM	District Wide local voice lines MTM, no Contract
902395	2465643	Southwestern Bell Telephone Company	Tel	CONTRACT INCLUDED IN THE DROP BOX	Gigaman Circuits to 49 Locations
902395	2465508	SBC Long Distance, LLC.	Tel	TARIFFED - MTM	District Wide Long Distance
902395	2465727	Southwestern Bell Telephone Company	IA	CONTRACT INCLUDED IN THE DROP BOX	Gigaman Circuits to Internet Access POP – Contracts Included
906722	2467811	COGENT COMMUNICATIONS, INC. dba PSINet, Inc.	IA	SERVICE AGREEMENT ATTACHED	Internet Access to ESC XI Services
906722	2467867	COGENT COMMUNICATIONS, INC. dba PSINet, Inc.	IA	SERVICE AGREEMENT ATTACHED	Increased bandwidth for district Internet Access

- IV. FCC Form 470 #764940001074497 includes a request for VoIP Services. Were any bids received for these services? NO Are you currently receiving VoIP services? NO If you are not receiving VoIP services, please explain why the district decided not to go through with the purchase of VOIP.

THE DISTRICT INITIALLY THOUGHT THEY MIGHT WANT TO CONSIDER THE IMPLEMENTATION OF HOSTED VOIP BUT DECIDED THAT THE SYSTEM THEY ARE USING NOW WAS ADEQUATE FOR THEIR NEEDS AT THIS TIME. THEY DECIDED TO TABLE THIS POSSIBILITY FOR FUTURE CONSIDERATION.,

Lastly, please complete, sign, and date the attached certification and return with your response.

Response Reminders

Please fax or email the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

It is important that we receive all of the information requested **within 15 calendar days** so we can complete our review. **Failure to respond may result in a reduction, denial, or rescinding of funding. If you need additional time to prepare your response, please let me know as soon as possible.**

Should you wish to cancel your Form 471 application(s), or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s). Include in any cancellation request the Form 471 application number(s) and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Thank you for your cooperation and continued support of the Universal Service Program.

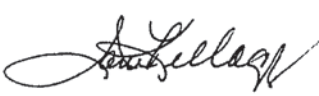
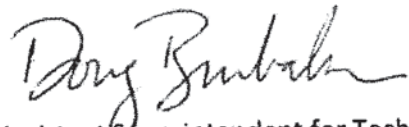
Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>I declare under penalty of perjury that the foregoing is true and correct. Executed on <u>24th</u> day of <u>OCTOBER</u>, 2013 at <u>Ada</u> [city], <u>Oklahoma</u> (state).</p>	
Signature 	Date 10/24/2013
Print Name Jane Kellogg	Title Consultant
Employer Kellogg & Sovereign Consulting, LLC	
Telephone Number 580-332-1444	Fax Number 580-332-2532
Email Address : jkellogg@kelloggllc.com	
Address 1101 Stadium Drive, Ada, OK 74820	
Authorized School or Library Official's Signature and Title  Assistant Superintendent for Technology and Information Services	Date 10/24/2013
Print Name of Authorized School or Library Official Named Above Dr. Doug Brubaker	

From: Krishnan, Nina [mailto:Nina.KRISHNAN@sl.universalservice.org]
Sent: Tuesday, October 22, 2013 1:12 PM
To: 'DougBrubaker@misdmail.org'
Cc: Jane Kellogg (jkellogg@kelloggllc.com)
Subject: Mansfield Independent School District - FY 2013 Information Request due 11.6.2013

Dear Mr. Brubaker and Ms. Kellogg,
Please see the attached information request for Mansfield Independent School District. Your response is due on or before November 6, 2013. Please contact me if you have any questions.

Regards,
Nina

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

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Jane Kellogg

From: Jane Kellogg <jkellogg@kelloggllc.com>
Sent: Monday, November 11, 2013 4:02 PM
To: nkrishn@sl.universalservice.org
Subject: FW: Mansfield ISD - FY 2013 Information Request due 11.23.2013
Attachments: MISD Combined 1518 and 1519pdf.pdf

Importance: High

Nina,

See responses below and attached.

Jane

FY 2013 E-rate Application Information Request

November 8, 2013

Doug Brubaker
Mansfield Independent School District
FCC Form 471 Application Number(s): 902395, 906722

Response Due Date: November 23, 2013

Dear Applicant,

We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. To complete our review, we need some additional information. The information needed to complete the review is listed below.

- I. You indicated FRN 2465829 was purchasing services off of the Texas Department of Information Resources master contract number DIR-TEX-AN-NGOCTSA-005.
 - A. Please confirm if you wish to modify this FRN from MTM to contracted services. - **YES**
 - B. Please provide the contract award date and contract expiration date for this FRN. The Texas Department of Information Resources website lists the contract expiration date as 07/01/2016. Please confirm if this is the correct contract expiration date. **YES**
- II. Based on your response, FRN 2465643 will be modified from month to month to contracted services.
 - A. Please confirm if you wish to modify this FRN from MTM to contracted services.
 - B. Please confirm the establishing FCC Form 470, contract award date and contract expiration date for this FRN. **YES**
- III. Based on your response, FRNs 2465727 and 2465750 will be modified from month to month to contracted services.
 - A. Please confirm if you wish to modify these FRNs from MTM to contracted services. **YES**
 - B. You stated these contracts are included in the dropbox previously submitted. Please reference the attachment name and page number of the contracts for these FRNs. Please confirm the establishing FCC Form 470, contract award date and contract expiration date for these FRNs. **TO MAKE IT EASY, I'VE ATTACHED TO THIS RESPONSE.**

Lastly, please complete, sign, and date the attached certification and return with your response.

Response Reminders

Please fax or email the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

It is important that we receive all of the information requested **within 15 calendar days** so we can complete our review. **Failure to respond may result in a reduction, denial, or rescinding of funding.** If you need additional time to prepare your response, please let me know as soon as possible.

Should you wish to cancel your Form 471 application(s), or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s). Include in any cancellation request the Form 471 application number(s) and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Thank you for your cooperation and continued support of the Universal Service Program.

Nina Krishnan

Associate Manager, Special Compliance

30 Lanidex Plaza West | Parsippany, NJ 07054

T: 973.581.5106 | F: 973.599.6552

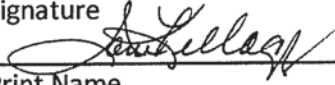
nkrishn@sl.universalservice.org


Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>I declare under penalty of perjury that the foregoing is true and correct. Executed on ____ day of ____ 11-11____, 2013 at ____ Ada____ [city], ____ OK____ [state].</p>	
Signature 	Date 11-11-2013
Print Name Jane Kellogg	Title President
Employer Kellogg & Sovereign Consulting, LLC	
Telephone Number 580-332-1444	Fax Number 580-332-2532
Email Address jkellogg@kelloggllc.com	

Authorized School or Library Official's Signature and Title 	Date 11.11.2013
Print Name of Authorized School or Library Official Named Above Doug Brubaker	
Address 1101 Stadium Drive, Ada, OK 74820	

From: Krishnan, Nina [<mailto:Nina.KRISHNAN@sl.universalservice.org>]
Sent: Friday, November 08, 2013 10:47 AM
To: 'DougBrubaker@misdmail.org'
Cc: 'Jane Kellogg (jkellogg@kelloggllc.com)'
Subject: Mansfield Independent School District - FY 2013 Information Request due 11.23.2013

Dear Mr. Brubaker and Ms. Kellogg,
Please see the attached information request for Mansfield Independent School District. Your response is due on or before November 23, 2013. Please contact me if you have any questions.

Regards,
Nina

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

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Jane Kellogg

From: Jane Kellogg <jkellogg@kelloggllc.com>
Sent: Thursday, November 21, 2013 11:30 AM
To: jkellogg@kelloggllc.com
Subject: RE: Mansfield Independent School District - FY 2013 Information Request due 12.06.2013

Nina,

See responses below.

Jane

November 21, 2013

Doug Brubaker
Mansfield Independent School District
FCC Form 471 Application Number(s): 902395, 906722

Response Due Date: December 6, 2013

Dear Applicant,

We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. To complete our review, we need some additional information. The information needed to complete the review is listed below.

Please explain how potential bidders were able to formulate a responsive bid based solely on the information on your posted FCC Forms 470 given they had a list of services and no defined scope.

THE TEXT BELOW IS TAKEN DIRECTLY FROM <http://www.usac.org/sl/applicants/step02/default.aspx> ON THE USAC WEBSITE

A competitive bidding process is a formal process to identify and request the products and services you need so that potential service providers can review those requests and submit bids for them. To open the process, post an FCC Form 470 to the USAC website. If the applicant chooses - or if required by state or local procurement rules or regulations, the applicant must - issue a Request for Proposals or similar document (see below).

PLEASE NOTE THAT AN RFP IS NOT REQUIRED. THE ONLY THING THAT IS REQUIRED IS TO POST THE FORM 470. MANSFIELD FOLLOWED THE REQUIRED PROCESS BY POSTING THE FORM 470. IT IS UP TO THE SERVICE PROVIDER TO PROVIDE A RESPONSE TO THE FORM 470 IN THE FORMAT THEY USUALLY USE FOR THEIR BIDS.

IT IS NOT UNCOMMON TO ONLY HAVE A FORM 470 AS NO ADDITIONAL INFORMATION IS REQUIRED BY USAC.

THE TEXT BELOW IS ALSO FROM THIS SAME SECTION OF THE USAC DIRECTIONS TO APPLICANTS:

Services provided under tariff or on a month-to-month basis require an FCC Form 470 to be posted each year. However, if a multi-year contract results from the competitive bidding process, it is not necessary to post a new FCC Form 470 until a new contract is required.

PLEASE NOTE THAT THE CONTRACTED SERVICES WITH A MULTI-YEAR AGREEMENT DO NOT ACTUALLY REQUIRE THE APPLICANT TO FILE A FORM 470 EXCEPT FOR THE FIRST YEAR OF THE CONTRACTED SERVICES AND FOR RENEWALS.

After you close your competitive bidding process, you can evaluate the bids received and choose the bid that is the most cost-effective. You may consider as many factors in your evaluation as you want, but the price of the E-rate eligible products and services must be included as a factor and must be weighted more heavily than any other single factor

SINCE NO BIDS WERE RECEIVED, THE DISTRICT HAD FULFILLED THEIR REQUIREMENTS REGARDING THE BIDDING PROCESS.

Lastly, please complete, sign, and date the attached certification and return with your response.

Response Reminders

Please fax or email the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

It is important that we receive all of the information requested **within 15 calendar days** so we can complete our review. **Failure to respond may result in a reduction, denial, or rescinding of funding. If you need additional time to prepare your response, please let me know as soon as possible.**

Should you wish to cancel your Form 471 application(s), or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s). Include in any cancellation request the Form 471 application number(s) and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Thank you for your cooperation and continued support of the Universal Service Program.

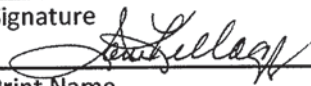
Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

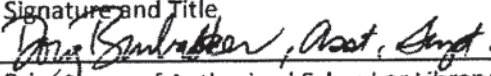
Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>I declare under penalty of perjury that the foregoing is true and correct. Executed on ____ day of ____ 11-11____, 2013 at ____ Ada____ [city], ____ OK____ [state].</p>	
<p>Signature </p>	<p>Date 11-21-2013</p>
<p>Print Name Jane Kellogg</p>	<p>Title President</p>
<p>Employer Kellogg & Sovereign Consulting, LLC</p>	
<p>Telephone Number 580-332-1444</p>	<p>Fax Number 580-332-2532</p>
<p>Email Address jk Kellogg@kelloggllc.com</p>	

<p>Authorized School or Library Official's Signature and Title  Asst. Supt.</p>	<p>Date 11.11.2013</p>
<p>Print Name of Authorized School or Library Official Named Above Doug Brubaker</p>	
<p>Address 1101 Stadium Drive, Ada, OK 74820</p>	

11-21-2013

From: Krishnan, Nina [mailto:Nina.KRISHNAN@sl.universalservice.org]
Sent: Thursday, November 21, 2013 10:42 AM
To: 'DougBrubaker@misdmail.org'
Cc: 'Jane Kellogg (jkellogg@kelloggllc.com)'
Subject: Mansfield Independent School District - FY 2013 Information Request due 12.06.2013

Dear Mr. Brubaker and Ms. Kellogg,
Please see the attached information request for Mansfield Independent School District. Your response is due on or before December 6, 2013. Please contact me if you have any questions.

Regards,
Nina

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

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Jane Kellogg

From: Jane Kellogg <jkellogg@kelloggllc.com>
Sent: Thursday, November 21, 2013 11:30 AM
To: jkellogg@kelloggllc.com
Subject: RE: Mansfield Independent School District - FY 2013 Information Request due 12.06.2013

Nina,

See responses below.

Jane

November 21, 2013

Doug Brubaker
Mansfield Independent School District
FCC Form 471 Application Number(s): 902395, 906722

Response Due Date: December 6, 2013

Dear Applicant,

We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program. To complete our review, we need some additional information. The information needed to complete the review is listed below.

Please explain how potential bidders were able to formulate a responsive bid based solely on the information on your posted FCC Forms 470 given they had a list of services and no defined scope.

THE TEXT BELOW IS TAKEN DIRECTLY FROM <http://www.usac.org/sl/applicants/step02/default.aspx> ON THE USAC WEBSITE

A competitive bidding process is a formal process to identify and request the products and services you need so that potential service providers can review those requests and submit bids for them. To open the process, post an FCC Form 470 to the USAC website. If the applicant chooses - or if required by state or local procurement rules or regulations, the applicant must - issue a Request for Proposals or similar document (see below).

PLEASE NOTE THAT AN RFP IS NOT REQUIRED. THE ONLY THING THAT IS REQUIRED IS TO POST THE FORM 470. MANSFIELD FOLLOWED THE REQUIRED PROCESS BY POSTING THE FORM 470. IT IS UP TO THE SERVICE PROVIDER TO PROVIDE A RESPONSE TO THE FORM 470 IN THE FORMAT THEY USUALLY USE FOR THEIR BIDS.

IT IS NOT UNCOMMON TO ONLY HAVE A FORM 470 AS NO ADDITIONAL INFORMATION IS REQUIRED BY USAC.

THE TEXT BELOW IS ALSO FROM THIS SAME SECTION OF THE USAC DIRECTIONS TO APPLICANTS:

Services provided under tariff or on a month-to-month basis require an FCC Form 470 to be posted each year. However, if a multi-year contract results from the competitive bidding process, it is not necessary to post a new FCC Form 470 until a new contract is required.

PLEASE NOTE THAT THE CONTRACTED SERVICES WITH A MULTI-YEAR AGREEMENT DO NOT ACTUALLY REQUIRE THE APPLICANT TO FILE A FORM 470 EXCEPT FOR THE FIRST YEAR OF THE CONTRACTED SERVICES AND FOR RENEWALS.

After you close your competitive bidding process, you can evaluate the bids received and choose the bid that is the most cost-effective. You may consider as many factors in your evaluation as you want, but the price of the E-rate eligible products and services must be included as a factor and must be weighted more heavily than any other single factor

SINCE NO BIDS WERE RECEIVED, THE DISTRICT HAD FULFILLED THEIR REQUIREMENTS REGARDING THE BIDDING PROCESS.

Lastly, please complete, sign, and date the attached certification and return with your response.

Response Reminders

Please fax or email the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

It is important that we receive all of the information requested **within 15 calendar days** so we can complete our review. **Failure to respond may result in a reduction, denial, or rescinding of funding. If you need additional time to prepare your response, please let me know as soon as possible.**

Should you wish to cancel your Form 471 application(s), or any of your individual funding requests, please clearly indicate in your response that it is your intention to cancel an application or funding request(s). Include in any cancellation request the Form 471 application number(s) and/or funding request number(s), and the complete name, title and signature of the authorized individual.

Thank you for your cooperation and continued support of the Universal Service Program.

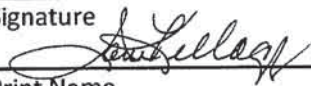
Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

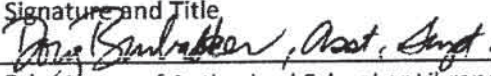
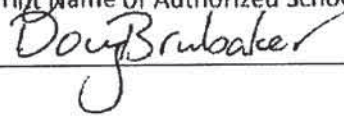
Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>I declare under penalty of perjury that the foregoing is true and correct. Executed on ____ day of ____ 11-11____, 2013 at ____ Ada____ [city], ____ OK____ [state].</p>	
<p>Signature </p>	<p>Date 11-21-2013</p>
<p>Print Name Jane Kellogg</p>	<p>Title President</p>
<p>Employer Kellogg & Sovereign Consulting, LLC</p>	
<p>Telephone Number 580-332-1444</p>	<p>Fax Number 580-332-2532</p>
<p>Email Address jkellogg@kelloggllc.com</p>	

<p>Authorized School or Library Official's Signature and Title  Asst. Supt.</p>	<p>Date 11.11.2013</p>
<p>Print Name of Authorized School or Library Official Named Above </p>	
<p>Address 1101 Stadium Drive, Ada, OK 74820</p>	

11-21-2013

From: Krishnan, Nina [mailto:Nina.KRISHNAN@sl.universalservice.org]
Sent: Thursday, November 21, 2013 10:42 AM
To: 'DougBrubaker@misdmail.org'
Cc: 'Jane Kellogg (jkellogg@kelloggllc.com)'
Subject: Mansfield Independent School District - FY 2013 Information Request due 12.06.2013

Dear Mr. Brubaker and Ms. Kellogg,
Please see the attached information request for Mansfield Independent School District. Your response is due on or before December 6, 2013. Please contact me if you have any questions.

Regards,
Nina

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

Confidentiality Notice: The information in this e-mail and any attachments thereto is intended for the named recipient(s) only. This e-mail, including any attachments, may contain information that is privileged and confidential and subject to legal restrictions and penalties regarding its unauthorized disclosure or other use. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action or inaction in reliance on the contents of this e-mail and any of its attachments is **STRICTLY PROHIBITED**. If you have received this e-mail in error, please immediately notify the sender via return e-mail; delete this e-mail and all attachments from your e-mail system and your computer system and network; and destroy any paper copies you may have in your possession. Thank you for your cooperation.

Jane Kellogg

From: Jane Kellogg <jkellogg@kelloggllc.com>
Sent: Thursday, November 21, 2013 2:06 PM
To: 'Krishnan, Nina'
Cc: DougBrubaker@misdmail.org; 'Leslie Frelow'
Subject: RE: Mansfield Independent School District - FY 2013 Info 11-21-2013

Importance: High

Nina,

Since all services were under current contracts they didn't even have to post a Form 470 at all.

FRN	470 #	CAD	CED
2465829	764940001074497	3/23/2011	3/23/2016
2465643	Multiples	Multiples	Multiples
2465727	764940001074497	1/14/2013	2/18/2018
2465750	970210000876801	3/24/2011	3/24/2016

However as discussed in our first response to you, the person filing the applications was unaware of any changes in the rules between 1998 and 2013 so she has always prepared and filed the Form 470's exactly the same way and did so this year as well. See excerpt below:

The person posting the Form 470's and managing the E-rate process on behalf of the district has been doing so since the program began in 1998. At that time applicants prepared the Form 470 by requesting anything they might want to purchase on the Form 470 itself. This included both Priority One and Priority Two services. RFP's were not prevalent at that time either.

Every year since then the person filing the posted a new Form 470 like the one before and funded for the full amount of requests to the years since then – see grid to the right. person filing the applications had no reason to needed to make any changes in her processes two applications in question.

The USAC guidelines also require that both State and local competitive bidding as the E-rate requirements. Consequently, she she was following both State of Texas and local selecting the services to request from the first present.

Texas State law exempts telecommunications bidding process as follows:

Education Code 44.031(b) In awarding a competitive sealed bid under Education Code 44.031, a district that has its central administrative office located in a municipality with a population of less than 250,000 may consider a bidder's principal place of

FY	Requested Amount	Committed Priority 1
2013	\$821,941.63	\$0.00
2012	\$648,245.61	\$648,245.61
2011	\$549,328.40	\$549,328.40
2010	\$679,219.31	\$618,734.01
2009	\$443,360.36	\$443,360.36
2008	\$369,767.24	\$334,457.33
2007	\$652,259.05	\$343,090.92
2006	\$304,708.68	\$303,948.95
2005	\$235,917.50	\$235,917.50
2004	\$255,360.00	\$250,252.80
2003	\$179,995.33	\$168,475.33
2002	\$136,015.20	\$136,015.20
2001	\$109,980.00	\$109,980.00
2000	\$118,889.76	\$111,161.76
1999	\$132,704.18	\$129,880.69
1998	\$77,000.00	\$77,000.00

applications has the district has been penny in 7 of the 15 Consequently the believe that she when she filed the

applicants follow requirements as well also made sure that procurement rules in year in 1998 to

from the competitive

contract by

business in the manner provided by Local Government Code 271.9051. This section does not apply to the purchase of telecommunications services or information services, as those terms are defined by 47 U.S.C. Section 153. Education Code 44.031(b-1)

As stated above, the district did not try to deter any potential bidders from bidding. The error that was made by the district was that the Form 470 they filed included all possible eligible services and equipment. This was basically a ministerial error based on the lack of current knowledge regarding all the changes promulgated by the FCC and administered by USAC since 1998.

The person filing the forms has not been to a training session since 1998 so is unfamiliar with any of the rules set out in all of these major rulings.

NAMED DECISIONS

Alaska Gateway (09/14/2006).
Ann Arbor (12/16/2010).
Baltimore City (08/11/2011).
Bishop Perry (05/19/2006).
IBM/Ysleta Order (12/08/2003).
Mastermind Decision (05/23/2000).
Copan Decision (03/16/2000).
Tennessee Decision (08/11/1999).
Kalamazoo Decision (11/04/2002).
Nassau County (12/06/2002).
Queen of Peace High School, Burbank, IL (12/07/2011).

FCC ESTABLISHING ORDERS

ESL 2013 Report and Order (09/27/2012)
CIPA Report and Order (8/11/2011)
Erate Corrections Order (04/14/2011)
Clarification Order-Item 21 Attachments (01/14/2011)
Sixth Report and Order (9/28/2010)
Eligible Services and Notice of Proposed Rulemaking (12/02/2009)
Fifth Report and Order (8/13/2004)
Order on Reconsideration and Fourth Report and Order (07/30/2004)
Third Report and Order and Second Further Notice of Proposed Rulemaking (12/23/2003)
Second Report and Order and Further Notice of Proposed Rulemaking (04/30/2003)
First Report and Order (06/13/2002)
Notice of Proposed Rulemaking and Order (01/25/2002)
Report and Order-extend deadline for non-recurring services (06/29/2001)
Report and Order (05/08/1997)
Recommended Decision-Universal Service (11/08/1996)

Consequently, she should be excused for not realizing that the way she learned file was not correct anymore particularly in light of the districts funding record illustrated by the chart on Page 4 of the response.

Anyone who is getting full funding to the penny in 7 out of 15 funding years would have to assume that they are doing it right.

Consequently, in light of all the discussion above, it should be clear to USAC that this is really a ministerial error and the district should receive full funding for their requests.

Let me know if you require any further information.

Jane

From: Krishnan, Nina [mailto:Nina.KRISHNAN@sl.universalservice.org]
Sent: Thursday, November 21, 2013 12:42 PM
To: 'Jane Kellogg'
Cc: DougBrubaker@misdmail.org
Subject: RE: Mansfield Independent School District - FY 2013 Info 11-21-2013

Dear Mr. Brubaker and Ms. Kellogg,

The FCC Form 470, RFP, or other solicitation method should be clear about the products, services, and quantities the applicant is seeking and must be based directly on the applicant's technology plan. In addition, the applicant must avoid using generic or encyclopedic service descriptions on their FCC Form 470, RFP, or other solicitation method. Generic or encyclopedic requests will inhibit service providers from composing a responsive bid without additional information or insight into the applicant's bid solicitation.

Your response below did not explain how potential bidders were able to formulate a responsive bid based solely on the information on your posted FCC Forms 470 given they had a list of services and no defined scope.

For additional information, please refer to the USAC Website: <http://www.usac.org/sl/applicants/step02/competitive-bidding.aspx>.

Please have your complete response to me on or before December 6, 2013.

Regards,
Nina

From: Jane Kellogg [mailto:jkelloqg@kelloggllc.com]
Sent: Thursday, November 21, 2013 12:45 PM
To: Krishnan, Nina
Cc: DougBrubaker@misdmail.org
Subject: RE: Mansfield Independent School District - FY 2013 Info 11-21-2013

Nina,

See responses below.

Jane

November 21, 2013

Doug Brubaker
Mansfield Independent School District
FCC Form 471 Application Number(s): 902395, 906722

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Thank you for your cooperation and continued support of the Universal Service Program.

Nina Krishnan

Associate Manager, Special Compliance

30 Lanidex Plaza West | Parsippany, NJ 07054

T: 973.581.5106 | F: 973.599.6552

nkrishn@sl.universalservice.org

Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

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<p>Signature </p>	<p>Date 11-21-2013</p>
<p>Print Name Jane Kellogg</p>	<p>Title President</p>
<p>Employer Kellogg & Sovereign Consulting, LLC</p>	
<p>Telephone Number 580-332-1444</p>	<p>Fax Number 580-332-2532</p>
<p>Email Address jkellogg@kelloggllc.com</p>	
<p>Address 1101 Stadium Drive, Ada, OK 74820</p>	
<p>Authorized School or Library Official's Signature and Title  Doug Brubaker, Asst. Supt.</p>	<p>Date 11-21-2013</p>
<p>Print Name of Authorized School or Library Official Named Above  Doug Brubaker</p>	

From: Krishnan, Nina [<mailto:Nina.KRISHNAN@sl.universalservice.org>]

Sent: Thursday, November 21, 2013 10:42 AM

To: 'DougBrubaker@misdmail.org'

Cc: 'Jane Kellogg (jkellogg@kelloggllc.com)'

Subject: Mansfield Independent School District - FY 2013 Information Request due 12.06.2013

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Regards,

Nina

Nina Krishnan

Associate Manager, Special Compliance

30 Lanidex Plaza West | Parsippany, NJ 07054

T: 973.581.5106 | F: 973.599.6552

nkrishn@sl.universalservice.org

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Jane Kellogg

From: Jane Kellogg <jkellogg@kelloggllc.com>
Sent: Tuesday, November 26, 2013 1:17 PM
To: 'Krishnan, Nina'
Subject: RE: Mansfield Independent School District - FY 2013 Information Request due 12.10.2013

Nina,

As we discussed yesterday I am concerned about splitting FRN 2465643 because of the complexity that it would cause. There are 49 separate school locations plus the individual circuits to specific buildings bringing the total to 86 circuits in this one FRN that is tied to the specific bill that the district receives each month. See the list of individual circuits listed on the bill extracted below and included with the Attachments Pages for this FRN that were included in the Drop Box Documents.

When AT&T submits an invoice to USAC for payment it is for this one FRN. Both the school and the service provider must account for what happens regarding payments or credits to the district and payments by the district for their share to AT&T. I can't imagine why anyone would want to further complicate the already complex nature of E-rate by splitting out this bill to align with the time the Service Agreements (Not Contracts) are signed.

Please note that these are actually **Service Agreements for Tariffed Services** (see snapshot below) so technically they are not a contract. The only Contract in the true meaning of the Contract is between the State of Texas and AT&T or other Telcos providing services in the state. The AT&T contract can be accessed at <http://www.dir.texas.gov/cts/texan/Pages/Contract-DIR-TEX-AN-NG-CTSA-005.aspx>.

MISD SECTION 1 FRN 2465643



**AT&T ILEC Intrastate Tariff Network Services Agreement
for Texas HB2128 Eligible Customers
Provided Pursuant to Custom Terms**

AT&T Case Number (for AT&T internal use only): See attachment

If USAC were to decide that this FRN should be split between multiple FRN's then every district in Texas would have to do likewise which would be an administrative nightmare.

If you require any further information, let me know.

Jane

Plans and Services

Monthly Service - Feb 25 thru Mar 24

Charges for 817 163-1702

Premier Service

3. GigaMAN SM Interloc Ch Mileage	
4. GigaMAN SM Interloc Ch Mileage	
5. GigaMAN SM Local Distribution	
6. GigaMAN SM Local Distribution	
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36. GigaMAN SM Local Distribution	

Plans and Services

Monthly Service - Feb 25 thru Mar 24 - Continued

1. GigaMAN SM Local Distribution	.00
2. GigaMAN SM Local Distribution	.00
3. GigaMAN SM Local Distribution	.00
4. GigaMAN SM Local Distribution	.00
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Monthly Service - Feb 25 thru Mar 24 - Continued

55. GigaMAN SM Local Distribution	.00
56. GigaMAN SM Local Distribution	.00
57. GigaMAN SM Local Distribution	.00
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63. GigaMAN SM Local Distribution	.00
64. GigaMAN SM Local Distribution	.00
65. GigaMAN SM Local Distribution	.00
66. GigaMAN SM Local Distribution	.00
67. Monthly Charges	43,282.39
Total Charges for 817 163-1702	43,282.39
Total Monthly Service	43,282.39

Surcharges and Other Fees

68. State Cost-Recovery Fee	302.84
69. Municipal right-of-way Fee	440.88
Total Surcharges and Other Fees	743.82

Taxes

70. Federal	.00
71. State and Local	.00
Total Taxes	.00

Total Plans and Services

44,005.91

Amount Subject to Sales Tax: 262.84

News You Can Use

LONG DIST. PROVIDERS

Our records show that you have not selected a primary local toll or long distance carrier. Please contact us if this does not agree with your records.

Terms and Conditions

CARRIER QUESTIONS

You may contact the Public Utility Commission of Texas, Office of Customer Protection, P.O. Box 12225, Austin, TX 78711-3225, 1-877-696-7139 or toll-free in Texas at 1-800-767-6772 if you believe the local exchange provider or the interexchange carrier on your bill are not correct or if there are unreasonable charges on your bill. Billing and service charges are subject to change without notice. (TTY) or by call 1-811-336-7138. Upon correspondence by mail, include your complete name and address of the phone bill. Please contact AT&T Texas to switch your service back to the carrier of your choice.

For a complete listing of Terms and Conditions, please refer to:

- The inside of the AT&T Texas Paper Directory, or
- Visit us on the web at atn.com/terms

From: Krishnan, Nina [<mailto:Nina.KRISHNAN@sl.universalservice.org>]

Sent: Tuesday, November 26, 2013 8:16 AM

To: 'Jane Kellogg' (jkellogg@kelloggllc.com)

Subject: RE: Mansfield Independent School District - FY 2013 Information Request due 12.10.2013

Hi Ms. Kellogg,

Per our conversation yesterday, can you please explain the situation for FRN 2465643 in writing. Please contact me if you have any questions.

Regards,

Nina

From: Krishnan, Nina

Sent: Monday, November 25, 2013 3:41 PM

To: 'DougBrubaker@misdmail.org'

Cc: 'Jane Kellogg' (jkellogg@kelloggllc.com)

Subject: Mansfield Independent School District - FY 2013 Information Request due 12.10.2013

Dear Mr. Brubaker and Ms. Kellogg,

Please see the attached information request for Mansfield Independent School District. Your response is due on or before December 10, 2013. Please contact me if you have any questions.

Regards,

Nina

Nina Krishnan

Associate Manager, Special Compliance

30 Lanidex Plaza West | Parsippany, NJ 07054

T: 973.581.5106 | F: 973.599.6552

nkrishn@sl.universalservice.org

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Jane Kellogg

To: Krishnan, Nina
Subject: RE: Mansfield Independent School District - Response due 3.21.2014

FY 2013 E-rate Application Information Request

Date: March 14, 2014

Doug Brubaker
Jane Kellogg
Mansfield Independent School District

Response Due Date: March 21, 2014

Dear Applicant,

We are in the process of reviewing Funding Year(s) **2011-2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program.

We have completed the review the FCC Form 471 and FRNs listed below and determined that the establishing FCC Forms 470 services description that appears to be a copy of the Eligible Service List or is a laundry list of services that does not sufficiently indicate your specific needs. As a result, bidders could not accurately ascertain the products or services you were requesting. Under the competitive bidding rules of the Program, applicants must define the specific services or functions (including quantity and/or capacity) for which funding will be sought on their Form 470. Since you did not meet this requirement, the FRNs must be denied.

Fund Year	471 #	FRN	470 #
2011	788976	2134845	970210000876801
2011	788976	2134809	970210000876801
2011	788976	2134902	970210000876801
2011	788976	2134799	970210000876801
2011	788976	2134832	970210000876801
2011	788976	2134863	970210000876801
2011	788976	2149062	970210000876801
2011	794118	2151408	970210000876801
2011	793935	2149007	970210000876801
2011	815691	2217384	970210000876801
2012	845493	2298698	595840000980192
2012	845493	2303040	595840000980192
2012	845493	2296394	595840000980192
2012	845493	2298647	595840000980192
2012	845493	2298680	595840000980192
2012	845493	2296260	595840000980192
2012	845493	2296287	595840000980192
2012	871961	2380833	595840000980192
2013	902395	2465829	764940001074497
2013	902395	2465557	764940001074497
2013	902395	2465750	764940001074497

2013	902395	2465522	764940001074497
2013	902395	2465643	764940001074497
2013	902395	2465508	764940001074497
2013	902395	2465727	764940001074497
2013	904090	2465173	970210000876801
2013	906722	2467811	595840000980192
2013	906722	2467867	764940001074497

If the FRNs should not be denied and you have alternative information to support your position, please provide the supporting documentation. See <http://www.usac.org/sl/applicants/step03/run-open-fair-competition.aspx> for additional details

If you fail to respond to this email within 7 days, we will perform the action(s) listed above.

Lastly, please complete, sign, and date the attached certification and return with your response.

Response Reminders

Please fax or email the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

If we do not receive the requested information by *March 21, 2014*, your application(s) will be reviewed using the information currently on file. Failure to respond may result in a reduction, denial, or rescinding of funding.

Thank you for your cooperation and continued support of the Universal Service Program.

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p> <p>I declare under penalty of perjury that the foregoing is true and correct. Executed on ____ day of _____, 2014 at _____ [city], _____ [state].</p>	
Signature	Date
Print Name	Title
Employer	
Telephone Number	Fax Number
Email Address	
Address	
Authorized School or Library Official's Signature and Title	Date
Print Name of Authorized School or Library Official Named Above	

From: Krishnan, Nina [mailto:Nina.KRISHNAN@sl.universalservice.org]

Sent: Friday, March 14, 2014 10:05 AM

To: 'DougBrubaker@misdmail.org'

Cc: 'Jane Kellogg (jkellogg@kelloggllc.com)'

Subject: Mansfield Independent School District - Response due 3.21.2014

Dear Mr. Brubaker and Ms. Kellogg,

Please see the attached information request for Mansfield Independent School District. Your response is due on or before March 21, 2014. Please contact me if you have any questions.

Regards,

Nina

Nina Krishnan

Associate Manager, Special Compliance

30 Lanidex Plaza West | Parsippany, NJ 07054

T: 973.581.5106 | F: 973.599.6552

nkrishn@sl.universalservice.org

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To: Nina Krishnan
From: Jane Kellogg, Kellogg & Sovereign Consulting, LLC
Cc: Doug Brubaker, Mansfield ISD
Date: March 18, 2014

RE: FY 2013 E-rate Application Information Request

This letter is in response to your request stated below:

“We have completed the review the FCC Form 471 and FRNs listed below and determined that the establishing FCC Forms 470 services description that appears to be a copy of the Eligible Service List or is a laundry list of services that does not sufficiently indicate your specific needs. As a result, bidders could not accurately ascertain the products or services you were requesting. Under the competitive bidding rules of the Program, applicants must define the specific services or functions (including quantity and/or capacity) for which funding will be sought on their Form 470. Since you did not meet this requirement, the FRNs must be denied.

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2012	845493	2298647	595840000980192
2012	845493	2298680	595840000980192
2012	845493	2296260	595840000980192
2012	845493	2296287	595840000980192
2012	871961	2380833	595840000980192
2013	902395	2465829	764940001074497
2013	902395	2465557	764940001074497
2013	902395	2465750	764940001074497
2013	902395	2465522	764940001074497
2013	902395	2465643	764940001074497
2013	902395	2465508	764940001074497
2013	902395	2465727	764940001074497
2013	904090	2465173	970210000876801
2013	906722	2467811	595840000980192
2013	906722	2467867	764940001074497

II. B. Was Mansfield Independent School District contacted by other potential bidders who decided not to bid? No

All of the FRNs that are listed above are for Telecommunications, Telecommunications Services and Internet Access that are available in the MISD geographical area.

FRN-2465522, FRN2465508 - AT&T is the local wired phone provider in Mansfield, Texas. The pricing for these Telecommunications are based on the State of Texas Tex-An Contract.

FRN-2465750, FRN-2465643, FRN-2465727 - AT&T Gigaman circuits are AT&T ILEC Intrastate Tariffed Network Services for Texas HB2128.

FRN-2465557 – AT&T T-1 circuit is provided by the local wired phone provider in the Mansfield, TX area.

FRN 2465829 and FRN2467867 – Internet Providers are DIR vendors. DIR-Department of Information Resources is a streamline cooperative purchasing program for telecommunication Services and technology products. DIR has already performed all state of Texas competitive procurement requirements for public education entities.

II. C. Did You respond to all prospective bidders? No, there were no bidders that directly contacted Mansfield ISD on any of the FRNs listed. All products were purchased with Texas DIR vendors, that went through the bidding process with DIR.

II. D. Provide correspondence with potential bidders, including responses considered "spam." Not-applicable – used DIR – Department of Information Resources BIDS

III. A. How did Mansfield ISD notify Potential bidders of the specific quantity/capacity needed for each of the services or functions identified with District Wide recipients of form 470 #764940001074497?

Mansfield ISD did not receive any BIDs for any of the FRNs listed on the form 470. The BID process was handled at DIR for the FRNs filed by MISD.

As the filer stated above, they did not select any other services that were not on the DIR contracts for the FRN's under review. The following are the DIR contracted services under DIR-TEX-AN-NG-CTSA-005 which align exactly with the services the district requested on their Form 471.

Tex-AN NG Contract: DIR-TEX-AN-NG-CTSA-005

Vendor: AT&T Corporation

Vendor ID: 1134924710302

Vendor URL: <http://www.texanng.com>

Contract Term End Date: 07/01/2016

Services Offered:

- Data Services
- Internet Services
- Local Voice Services
- Long Distance

Program Overview

[Contracting Process](#)

[Customer Eligibility](#)

[Resources for Customers
Outside Texas](#)

[Purchasing Process](#)

Purchasing Resources

[IT Commodity](#)

[Purchasing Guidelines
for State Agencies](#)

[Blanket Exemptions](#)

[Exemption Request
Form](#)

[HUB Program](#)

[E-Rate Funding](#)

E-Rate Funding

How We Make Using E-Rate Easy

We have simplified the procurement process for products and services that qualify for E-Rate funding by filing the Form 470 with USAC on select RFOs. Contracts awarded under these RFOs are E-Rate eligible. Eligible contracts are designated by the following green E-Rate symbol on the contract detail page.

✓ E-Rate Qualified

To search products and services, please click [here](#).

What is E-Rate?

The E-Rate program provides discounts to public K-12 schools and libraries purchasing telecommunications services, Internet access, Internet connections and basic maintenance of internal connections.

Additionally, they added information on the specific Form 470 that they had filed to the list of contracts – see snapshot below:

TEX-AN NG contracts are all E-RATE certified. Application number: 913190000842787

Vendor Name	Contract No.	Product Sub-Type
AT&T Corporation	<u>DIR-TEX-AN-NG-CTSA-005</u>	Internet, Data, Long Distance, Small Office/Home Office (SOHO), Local Voice, Metro Ethernet, Voice Over IP (VOIP)

The pricing provided to districts for their services were state contracted prices and referred to the DIR or HB 2128 pricing. Looking at the Mansfield ISD contracts previously submitted for your review, you can see that the majority have either a CTSA-005 or HB 2128 title on their pages which would easily have confirmed for the filer that she was ONLY requesting state contract pricing.

The following chart is a listing of each of the FRN's under review along with the services associated with them, all of which are on the state contract:


Funding Year	Application	FRN	SPIN	Service Provider	Service
2011	788976	2134799	143008823	SBC Long Distance	Long Distance
2011	788976	2134809	143004662	Southwestern Bell Telephone Company	Voice
2011	788976	2134832	143004662	Southwestern Bell Telephone Company	T-1
2011	788976	2134845	143004662	Southwestern Bell Telephone Company	OptEman Circuit
2011	788976	2134863	143004662	Southwestern Bell Telephone Company	OptEman Circuits District
2011	788976	2134902	143001192	AT&T Corp.	Internet Access
2011	788976	2149062	143004662	Southwestern Bell Telephone Company	Gigaman Circuit
2011	815691	2217384	143004662	Southwestern Bell Telephone Company	Internet Access

Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p>	
<p>I declare under penalty of perjury that the foregoing is true and correct. Executed on <u>18</u> day of <u>March</u>, 2014 at <u>Mansfield</u> [city], <u>TX</u> [state].</p>	
Signature 	Date March 18, 2014
Print Name Doug Brubaker	Title Assistant Superintendent Technology & Information Services
Employer Mansfield Independent School District	
Telephone Number 817-299-1980	Fax Number (817) 473-5349
Email Address dougbrubaker@misdmail.org	
Address 605 E. Broad St., Mansfield, TX 76063-1766	
Authorized School or Library Official's Signature and Title SAME	Date 3.18.2014
Print Name of Authorized School or Library Official Named Above SAME	

MISD HB 2128 DETAILS

JUL 28 2008

Texas House Bill 2128 Network Services Agreement

Retention Period: Active Plus 5 Years

Case Number: 194506/1/1

20080731-0355

This Agreement is entered into between SBC Global Services, Inc. dba AT&T Global Services on behalf of Southwestern Bell Telephone, L.P. dba AT&T Texas ("AT&T") and Mansfield ISD ("Customer"), for the provision of the Service ("Service").

1. Pursuant to Texas House Bill 2128, AT&T will install and maintain (enter description of Service being sold and Service locations).

Eleven site OPT-E-MAN HB2128 services delivered to the below addresses:

1000 meg @1522 N Walnut Creek, Mansfield, TX
1000 meg @1263 N Main St, Mansfield, TX
100 meg @ 7900 TIN CUP DR Arlington, TX
100 meg 102 PLEASANT RIDGE DR Mansfield, TX
100 meg 1400 COUNTRY CLUB DR Mansfield, TX
100 meg 1860 CANNON DR Mansfield, TX.
100 meg 12350 RENDON RD. Tarrant County, TX
100 meg 5615 FOX HUNT DR Arlingto, TX
100 meg 5700 PETRA DR. Arlington, TX
100 meg 1201 MANSFIELD WEBB RD. Arlington, TX
100 meg 900 EDEN RD Arlington, TX.

AT&T agrees to provide Service for a term of 60 months commencing on the date testing by AT&T is complete and the Service is available for use by Customer ("Cutover"). At no additional charge, AT&T will, at Customer's request, cooperatively test at the time of installation the parameters applicable to the Service as specified in this Agreement. AT&T will give Customer at least five (5) days advance notice, by telephone, of test date. All test results will be made available to Customer upon request. Notwithstanding the above, if Customer fails to participate in the test, such failure shall not delay commencement of the term of this Agreement.

2. AT&T will use its best effort to install and test the Service to meet Customer's requested service date of
3. A. Customer agrees to pay AT&T, during the above term, a monthly recurring charge of \$4,423.00 and at the commencement of the term a one-time non-recurring charge of \$0.00. These rates (☐ will ☒ will not) be subject to AT&T-initiated increases during said term.
B. If Customer cancels this Agreement prior to Cutover, Customer shall reimburse AT&T for all non-recoverable expenses incurred in processing the Agreement and for the installation of required equipment and facilities completed up to the date of cancellation.
C. If Customer terminates the Service after the Cutover and prior to the expiration of the term, Customer shall be liable for early termination charges in accordance with the applicable tariff at the time of execution of this Agreement. For services not governed by tariff, Customer shall be liable for 50% of the remaining monthly recurring charges provided in this Agreement. Termination charges are due immediately upon termination.
4. Alteration by Customer of any technical parameter specified for the Service, without the prior written permission of AT&T, shall terminate this Agreement and Customer will be subject to the termination charges described in paragraph 3.C. above.
5. The network interface for the Service shall be determined by AT&T within the building where the Service is terminated, and Customer may attach its equipment at this point.
6. A. AT&T shall exclusively repair and maintain the Service up to and including the network interface. Maintenance of the Service shall be at AT&T's expense, except if required because of negligent or willful misconduct of Customer, its subsidiaries or affiliates, or any other person using Customer's facilities which are connected to AT&T's facilities, or because of the equipment provided by Customer or by any other person on Customer's behalf, which equipment is connected to AT&T's facilities on Customer's side of the network interface. In such event, Customer shall pay AT&T cost of labor and material as determined in accordance with AT&T's cost accounting system; provided that, if the

CONFIDENTIAL INFORMATION

This agreement is for use by authorized employees of the parties hereto only and is not for general distribution within or outside their companies.

SW-1869TX
Texas_HB2128_Agreement

Page 1 of 4

02/02/06 M9099
RBOC_reg

Texas House Bill 2128 Network Services Agreement

Retention Period: Active Plus 5 Years

IN WITNESS WHEREOF, the parties authorized representatives hereby execute this Agreement.

CUSTOMER By: <u>[Signature]</u> Printed Name: <u>Ray Jaksa</u> Title: <u>Chief Technology Officer</u> Date: <u>7/23/08</u> Company Name: <u>Mansfield ISD</u> Company Address: <u>605 East Broad Street</u> Company City, State, and Zip Code: <u>Mansfield, TX 76063</u>	AT&T GLOBAL SERVICES By: <u>[Signature]</u> Printed Name: <u>GABRIELA RATULOWSKI</u> Title: <u>Contract Management</u> Date: <u>7-31-08</u>
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End of Document

CONFIDENTIAL INFORMATION

This agreement is for use by authorized employees of the parties hereto only and is not for general distribution within or outside their companies.

SW-1869TX
Texas_HB2128_Agreement

Page 3 of 4

02/02/06 lv9099
RBOC_reg

GENERAL TERMS AND CONDITIONS APPLICABLE TO E-RATE FUNDED PRODUCTS AND SERVICES:

1. Reimbursement of USAC. If USAC seeks reimbursement of E-Rate funds due to Customer's failure to comply with the E-Rate regulations, including Customer delays in submitting required Forms or contracts; or, due to a decision by USAC that any approved Services are ineligible (other than as the result of AT&T's failure to comply with the E-Rate requirements), Customer shall reimburse AT&T for any funds AT&T must return to USAC within ninety (90) days of notice from USAC seeking reimbursement. In addition, Customer agrees all payment obligations under the Agreement shall continue in effect, including but not limited to payment of early termination charges, if applicable.

2. Requested Information. If requested, Customer will provide AT&T with copies of the following E-Rate-related materials (including all attachments) prepared by or for Customer: (i) Form 471 and Item 21 Attachment; if appropriate, (ii) Form 486; (iii) Form 500; (iv) Service Substitution Request; and, (v) Service Certification Form; (vi) Form 472-BEAR. If the Customer issues purchase orders, Customer shall clearly delineate between eligible and non-eligible Services on those orders.

3. Representations, Warranties and Indemnities. Each Party represents and warrants that it has or will comply with all laws and the requirements applicable to the E-Rate Program. Each Party agrees to indemnify and hold harmless the other Party (its employees, officers, directors and agents, and its parents and affiliates under common control) from and against all third party claims (including FCC or USAC claims) and related loss, liability, damage and expense (including reasonable attorney's fees) arising out of the indemnifying Party's violation of the E-Rate Requirements or breach of the representations, warranties, and terms contained in this Attachment.

(The following section should be completed regardless of whether Section A or B above is checked)

Customer should designate the intended funding method in the event E-rate funding is approved:


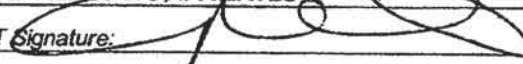
☐ Billed Entity Application Reimbursement ("BEAR") – Form 472*

☒ Service Provider Invoice form - ("SPI") – Form 474**

* Customer will file the Form 472 and certify that it has received and paid for Services in full and AT&T will remit the discounted portion to the customer within twenty (20) business days after receipt of payment from USAC.

** AT&T will file Form 474 ("SPI" form) after Services have been provided and Customer has notification of an approved Funding Commitment Decision Letter ("FCDL") and an approved Form 486. AT&T will then provide Discounts on the Customer's bill. Customer also agrees to promptly submit any AT&T or USAC Forms needed to support requests for payment of Services rendered.

SO AGREED by the Parties' respective authorized signatories:

CUSTOMER LEGAL BUSINESS NAME	AT&T GLOBAL SERVICES ON BEHALF OF ITS AFFILIATES
Customer Signature: 	AT&T Signature: 
Print Name: Mansfield ISD	Print Name: GABRIELA RATULOWSKI
Title: CTO	Title: Contract Management
Date: 7/23/08	Date: 7-31-08

CONFIDENTIAL INFORMATION

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and is not for general distribution within or outside their companies.*

USAC PROGRAMS HANDOUTS

Telecommunications Act of 1996, Cont.

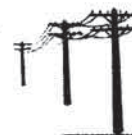
- Section 254(h)(2)(A) concerns establishment of competitively neutral rules to enhance access to advanced telecommunications and information services.
- The Commission shall establish competitively neutral rules –(A) to enhance, to the extent technically feasible and economically
- reasonable, access to advanced telecommunications and information services for all public and nonprofit elementary and secondary school classrooms, health care providers, and libraries.



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& SOVEREIGN

High Cost Program (Original Program)

- The Universal Service High-Cost program is designed to ensure that consumers in rural, insular, and high-cost areas have access to telecommunications services at rates that are affordable and reasonably comparable to those in urban areas.
- The program fulfills this universal service goal by allowing eligible carriers who serve these areas to recover some of their operating costs from the federal Universal Service Fund.



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High Cost Continued

- The high-cost support mechanisms enable areas with very high costs to recover some of these costs from the support mechanisms, leaving less costs to be recovered through state rates.
- In this manner, the high-cost support mechanisms are intended to hold down local rates and thereby further one of the most important goals of federal and state regulation – the preservation of universal telephone services.
- Providers receive various levels of support dependent on whether they are providing services using their own facilities, either partially or completely or a reseller of services.



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High Cost Continued

Just a Few Acronyms!

- ETC – Eligible Telecommunications Carrier
- LEC – Local Exchange Carrier
- CETC – Competitive Eligible Telecommunications Carrier
- ILFC – Incumbent Local Exchange Carrier
- CLEC – Competitive Local Exchange Carrier
- HCLS – High Cost Loop Support
- HCMS – High Cost Model Support
- ICLS – Interstate Common Line Support
- IAS – Internet Access Support
- LSS – Local Switching Support



KELLOGG
& SOVEREIGN

Lifeline Program

- Since 1985, the Lifeline program has provided a discount on phone service for qualifying low-income consumers to ensure that all Americans have the opportunities and security that phone service brings, including being able to connect to jobs, family and emergency services.
- In 2005, Lifeline discounts were made available to qualifying low-income consumers on pre-paid wireless service plans in addition to traditional landline service.



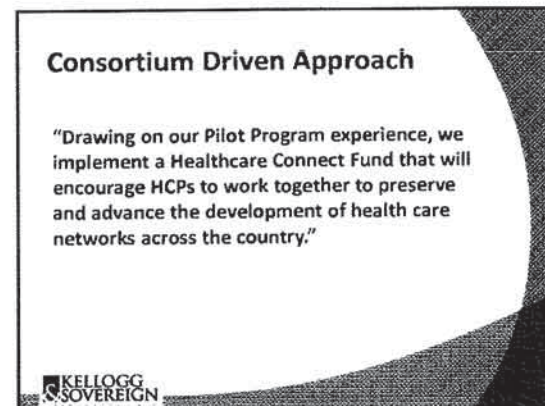
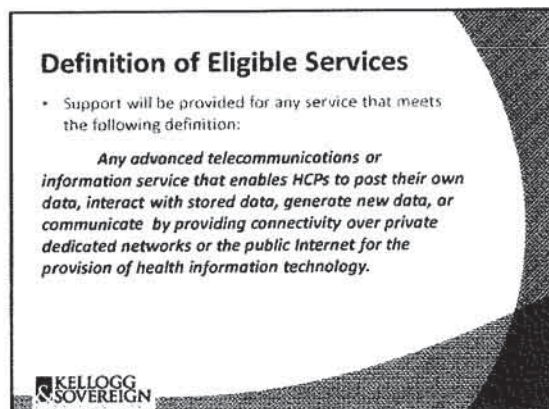
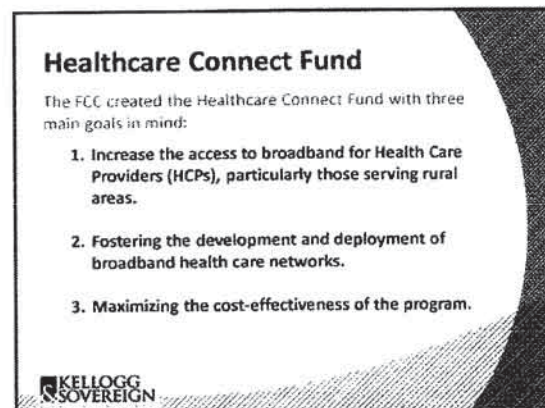
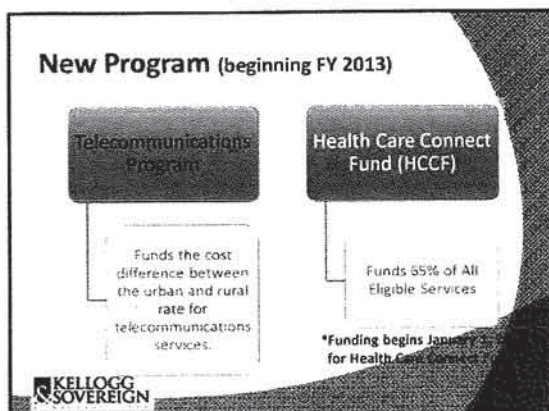
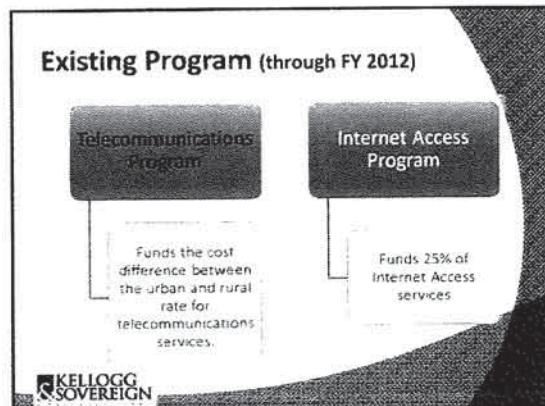
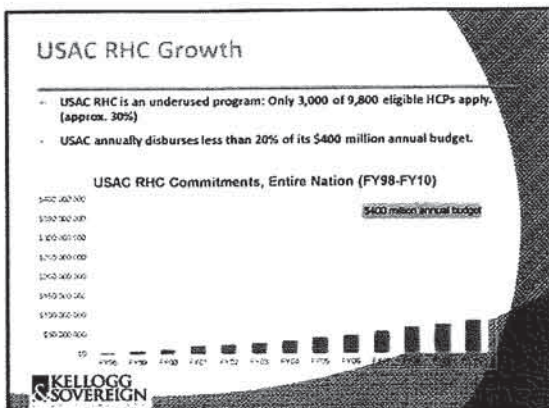
KELLOGG
& SOVEREIGN

Lifeline Benefits

- Eligible low-income consumers may receive a Lifeline discount on either a wireline or a wireless service, but may not receive a Lifeline discount on both services at the same time.
- Only ONE Lifeline service may be obtained per household.
- any individual or group of individuals who live together at the same address and are sharing in the income and expenses of a household.
- Lifeline applicants may demonstrate when initially enrolling in the program that any other Lifeline recipients residing at their residential address are part of a separate household.
- Discount average \$9.25 per month.



KELLOGG
& SOVEREIGN



DIR E-RATE PRESENTATION

Critical Timing for Form 470

- **MUST BE POSTED** at least 28 days before the filing of the Form 471, keeping in mind (1) the timeframe for compliance with all competitive bidding requirements and (2) the Form 471 application filing window opening and closing dates

7 | 2011 Power to Purchase | April 28, 2011

What DIR Products and Services are Eligible for E-Rate?

- Four categories of eligible services have been established by the Federal Communications Commission (FCC):
 - Telecommunications Services
 - Internet Access
 - Internal Connections
 - Basic Maintenance of Internal Connections
- Services and products may be eligible, not eligible, or conditionally eligible for support. The schools and libraries [Eligible Services List](#) provides details about eligible equipment and services and the conditions under which they are eligible.
- Eligibility is based on criteria established by statute and FCC rules.

8 | 2011 Power to Purchase | April 28, 2011

Eligible Services List

- The Eligible Services List (ESL) indicates whether specific products or services may be able to receive discounts under the Schools and Libraries Support Mechanism.
- The List is organized into five sections that represent the five funding categories established by the Federal Communications Commission (FCC) plus a Miscellaneous section that is applicable to multiple categories:
 - Telecommunications Service
 - Telecommunications
 - Internet Access
 - Internal Connections
 - Basic Maintenance
 - Miscellaneous

9 | 2011 Power to Purchase | April 28, 2011

DIR reviews all of its prospective competitive procurements to determine if the products and/or services fall within the current USAC Eligible Services List. If the answer is yes, and in the best interest of the State, DIR will file a Form 470 for that competitive procurement.

Once contract(s) are awarded, DIR customers can reference the appropriate DIR Form 470 for their prospective filing.


10 | 2011 Power to Purchase | April 28, 2011

DIR Active Form 470 Filings

- **Augmenting Data Communications and Telecommunications Networking Equipment and Related Services**
RFO # DIR-SDD-TMP-153
- **Data Storage and Related Services**
RFO #DIR-SDD-TMP-151
- **Microsoft Hosted E-Mail and Related Services**
RFO #DIR-SDD-TMP-148
- **Tex-AN Next Generation**
RFO #DIR-TEX-AN-NG-001
- **Comprehensive Web Development and Management Services**
RFO # DIR-SDD-TMP-117

11 | 2011 Power to Purchase | April 28, 2011

To Identify DIR E-Rate Eligible Contracts

- Look for the green "E-Rate Qualified" symbol on the contract page

- Check for the RFO number in paragraph "1.B. Compliance With Procurement Laws," which is on the first page of all DIR contracts.
 - 1.B. Compliance with Procurement Laws

This Contract is the result of compliance with applicable procurement laws of the State of Texas. DIR issued a solicitation on the Comptroller of Public Accounts' Electronic State Business Daily, Request for Offer (RFO) DIR-SDD-TMP-153, on December 18, 2009, for Data Communications & Telecommunications Networking Equipment and Related Services. Upon execution of this Contract, a notice of award for RFO DIR-SDD-TMP-153 shall be posted by DIR on the Electronic State Business Daily.

12 | 2011 Power to Purchase | April 28, 2011

MANSFIELD ISD FUNDING SUMMARY



E-Rate
Forum

Friday, March 14, 2014

Funding Data Search:

SPIN

BEN

471

FRN

CRN

State: Select One

GO

ESPF Home

1998 | 1999 | 2000 | 2001 | 2002 | 2003 | 2004 | 2005 | 2006 | 2007 | 2008 | 2009 | 2010 | 2011 | 2012 |
2013 | 2014 | All Years

» Utilization Summary Chart

[Print Version]

E-Rate Organizer Funding Search for All Funding Years**Applicant: MANSFIELD INDEP SCHOOL DIST****Billed Entity 140867 Type: DISTRICT****Number:****Address: 605 E BROAD ST, MANSFIELD, TX 76063****Funding Year 2014**

No data found for Entity Number 140867 in funding year 2014

Funding Year 2013

471	FRN	SPIN	Service Provider	Service*	Original Requested Amt	Funded	Disbursed	Util. %	Discount	486 Filed
902395	2465508	143008823	SBC Long Distance, LLC.	T	\$8,297.76	\$0.00	\$0.00	0%	59%	N
902395	2465522	143004662	Southwestern Bell Telephone Company	T	\$99,120.00	\$0.00	\$0.00	0%	59%	N
902395	2465557	143004662	Southwestern Bell Telephone Company	T	\$1,840.80	\$0.00	\$0.00	0%	59%	N
902395	2465643	143004662	Southwestern Bell Telephone Company	T	\$297,704.30	\$0.00	\$0.00	0%	59%	N
902395	2465727	143004662	Southwestern Bell Telephone Company	IA	\$15,318.08	\$0.00	\$0.00	0%	59%	N
902395	2465750	143004662	Southwestern Bell Telephone Company	IA	\$7,972.08	\$0.00	\$0.00	0%	59%	N
902395	2465829	143001192	AT&T Corp.	IA	\$298,514.04	\$0.00	\$0.00	0%	59%	N
904090	2465173	143027394	Active Internet Technologies, LLC	IA	\$19,337.25	\$0.00	\$0.00	0%	59%	N
906722	2467811	143035907	COGENT COMMUNICATIONS, INC. dba PSINet, Inc.	IA	\$28,320.00	\$0.00	\$0.00	0%	59%	N
906722	2467867	143035907	COGENT COMMUNICATIONS, INC. dba PSINet, Inc.	IA	\$45,517.32	\$0.00	\$0.00	0%	59%	N
					\$821,941.63	\$0.00	\$0.00	0%		

Funding Year 2012

471	FRN	SPIN	Service Provider	Service*	Original Requested Amt	Funded	Disbursed	Util. %	Discount	486 Filed
845493	2296260	143008823	SBC Long Distance, LLC.	T	\$6,740.27	\$6,740.27	\$6,075.24	90.1%	57%	Y
845493	2296287	143004662	Southwestern Bell Telephone Company	T	\$83,472.49	\$83,472.49	\$83,472.49	100.0%	57%	Y
845493	2296394	143004662	Southwestern Bell Telephone Company	T	\$1,778.40	\$1,778.40	\$1,778.40	100.0%	57%	Y
845493	2298647	143004662	Southwestern Bell Telephone Company	T	\$296,655.93	\$296,655.93	\$282,397.36	95.2%	57%	Y
845493	2298680	143001192	AT&T Corp.	IA	\$187,333.92	\$187,333.92	\$133,904.43	71.5%	57%	Y

658644	1813091	143004662	Southwestern Bell Telephone Company	T	\$5,676.48	\$5,676.48	\$5,676.48	100.0%	54%	Y
658644	1813131	143004662	Southwestern Bell Telephone Company	T	\$92,764.76	\$92,764.76	\$79,410.00	85.6%	54%	Y
658644	1813167	143004662	Southwestern Bell Telephone Company	T	\$112,175.28	\$112,175.28	\$107,775.60	96.1%	54%	Y
658644	1813180	143004662	Southwestern Bell Telephone Company	IA	\$7,451.35	\$7,451.35	\$7,451.35	100.0%	54%	Y
658644	1813207	143004611	SBC Internet Services, Inc. dba AT&T Internet Services	IA	\$101,010.24	\$101,010.24	\$101,010.24	100.0%	54%	Y
674917	1849408	143024051	Gaggle.net, Inc.	IA	\$15,094.25	\$15,094.25	\$11,449.20	75.9%	51%	Y
					\$443,360.36	\$443,360.36	\$411,782.89	92.9%		

Funding Year 2008

471	FRN	SPIN	Service Provider	Service	Original Requested Amt	Funded	Disbursed	Util. %	Discount	486 Filed
603977	1664758	143008823	SBC Long Distance, LLC	T	\$3,931.20	\$3,931.20	\$3,931.20	100.0%	52%	Y
603977	1665554	143004662	Southwestern Bell Telephone Company	T	\$111,321.60	\$111,321.60	\$97,537.33	87.6%	52%	Y
603977	1665585	143004662	Southwestern Bell Telephone Company	T	\$32,229.60	\$20,691.84	\$13,383.48	64.7%	52%	Y
603977	1666454	143004662	Southwestern Bell Telephone Company	T	\$115,658.40	\$91,886.25	\$90,366.90	98.3%	52%	Y
603977	1666547	143004662	Southwestern Bell Telephone Company	T	\$66,878.26	\$66,878.26	\$66,878.26	100.0%	52%	Y
603977	1666568	143004662	Southwestern Bell Telephone Company	IA	\$7,175.38	\$7,175.38	\$7,175.38	100.0%	52%	Y
603977	1666615	143004611	SBC Internet Services, Inc. dba AT&T Internet Services	IA	\$32,572.80	\$32,572.80	\$15,820.90	48.6%	52%	Y
					\$369,767.24	\$334,457.33	\$295,093.45	88.2%		

Funding Year 2007

471	FRN	SPIN	Service Provider	Service	Original Requested Amt	Funded	Disbursed	Util. %	Discount	486 Filed
546714	1534586	143008823	SBC Long Distance	T	\$5,088.00	\$4,992.00	\$4,719.98	94.6%	52%	Y
546714	1534658	143025240	Cingular Wireless	T	\$5,406.00	\$5,304.00	\$0.00	0%	52%	Y
546714	1534889	143004662	Southwestern Bell Telephone, L.P.	IA	\$7,314.00	\$7,176.00	\$7,176.00	100.0%	52%	Y
546714	1534915	143004611	SBC Internet Services, Inc. (Successor in interest Southwest	IA	\$33,199.20	\$32,572.80	\$32,572.80	100.0%	52%	Y
546714	1543099	143004662	Southwestern Bell Telephone, L.P.	T	\$110,409.60	\$108,326.40	\$101,572.78	93.8%	52%	Y
546714	1545752	143004662	Southwestern Bell Telephone, L.P.	T	\$21,050.84	\$20,653.65	\$16,379.09	79.3%	52%	Y
546714	1545827	143004662	Southwestern Bell Telephone, L.P.	T	\$99,321.83	\$97,447.83	\$92,329.68	94.7%	52%	Y
546714	1545869	143004662	Southwestern Bell Telephone, L.P.	T	\$7,479.36	\$7,338.24	\$850.59	11.6%	52%	Y
546714	1545884	143004662	Southwestern Bell Telephone, L.P.	T	\$60,420.00	\$59,280.00	\$17,224.71	29.1%	52%	Y
563027	1553129	143030052	Calence, LLC	IC	\$75,382.89	\$0.00 NF	\$0.00	0%	80%	N
563027	1553194	143030052	Calence, LLC	IC	\$6,906.91	\$0.00 NF	\$0.00	0%	80%	N
563027	1553237	143030052	Calence, LLC	IC	\$81,712.59	\$0.00 NF	\$0.00	0%	80%	N
563027	1553264	143030052	Calence, LLC	IC	\$7,944.51	\$0.00 NF	\$0.00	0%	80%	N
563027	1553286	143030052	Calence, LLC	IC	\$59,895.34	\$0.00 NF	\$0.00	0%	80%	N
563027	1553319	143030052	Calence, LLC	IC	\$5,634.24	\$0.00 NF	\$0.00	0%	80%	N
563027	1553340	143030052	Calence, LLC	IC	\$59,459.50	\$0.00 NF	\$0.00	0%	60%	N
563027	1553379	143030052	Calence, LLC	IC	\$5,634.24	\$0.00 NF	\$0.00	0%	60%	N
					\$652,259.05	\$343,090.92	\$272,825.63	79.5%		

					Original Requested			Util.		486	
<u>471</u>	<u>FRN</u>	<u>SPIN</u>	<u>Service Provider</u>	<u>Service</u>	Amt	Funded	Disbursed	%	<u>Discount</u>	Filed	
352747	949911	143005684	Education Service Center, Region 11	IA	\$11,520.00	\$0.00	NF	\$0.00	0%	48%	N
352747	949944	143004662	Southwestern Bell Telephone Company	T	\$103,680.00	\$103,680.00	\$83,908.06	80.9%	48%	Y	
352747	949973	143008823	Southwestern Bell Communications Services, Inc.	T	\$3,744.00	\$3,744.00	\$2,279.66	60.9%	48%	Y	
352747	950041	143022137	SBC Advanced Solutions, Inc.	T	\$28,512.00	\$28,512.00	\$6,729.04	23.6%	48%	Y	
352747	950100	143004662	Southwestern Bell Telephone Company	T	\$10,639.81	\$10,639.81	\$10,639.80	100.0%	48%	Y	
352747	953495	143004662	Southwestern Bell Telephone Company	T	\$17,579.52	\$17,579.52	\$17,579.52	100.0%	48%	Y	
352747	959514	143025240	Cingular Wireless Inc.	T	\$4,320.00	\$4,320.00	\$3,467.52	80.3%	48%	Y	
					\$179,995.33	\$168,475.33	\$124,603.60	74.0%			

Funding Year 2002

					Original Requested			Util.		486
<u>471</u>	<u>FRN</u>	<u>SPIN</u>	<u>Service Provider</u>	<u>Service</u>	Amt	Funded	Disbursed	%	<u>Discount</u>	Filed
304672	787819	143005684	Education Service Center, Region 11	IA	\$12,960.00	\$12,960.00	\$5,400.00	41.7%	45%	Y
304672	787937	143004662	Southwestern Bell Telephone Company	T	\$81,000.00	\$81,000.00	\$77,012.14	95.1%	45%	Y
304672	788265	143008823	Southwestern Bell Communications Services, Inc.	T	\$16,200.00	\$16,200.00	\$1,935.00	11.9%	45%	Y
304672	789450	143022137	SBC Advanced Solutions, Inc.	T	\$3,510.00	\$3,510.00	\$0.00	0%	45%	Y
304672	807454	143022137	SBC Advanced Solutions, Inc	T	\$22,345.20	\$22,345.20	\$22,345.20	100.0%	45%	Y
					\$136,015.20	\$136,015.20	\$106,692.34	78.4%		

Funding Year 2001

					Original Requested			Util.		486
<u>471</u>	<u>FRN</u>	<u>SPIN</u>	<u>Service Provider</u>	<u>Service</u>	<u>Amt</u>	<u>Funded</u>	<u>Disbursed</u>	<u>%</u>	<u>Discount</u>	<u>Filed</u>
228661	540219	143030766	Windstream Communications, Inc.	T	\$5,640.00	\$5,640.00	\$3,826.24	67.8%	47%	Y
228661	540260	143005684	Education Service Center, Region 11	IA	\$13,536.00	\$13,536.00	\$4,512.00	33.3%	47%	Y
228661	540286	143004662	Southwestern Bell Telephone Company	T	\$73,320.00	\$73,320.00	\$73,320.00	100.0%	47%	Y
228661	540330	143022137	SBC Advanced Solutions, Inc.	T	\$17,484.00	\$17,484.00	\$0.00	0%	47%	Y
					<u>\$109,980.00</u>	<u>\$109,980.00</u>	<u>\$81,658.24</u>	<u>74.2%</u>		

Funding Year 2000

<u>471</u>	<u>FRN</u>	<u>SPIN</u>	<u>Service Provider</u>	<u>Service</u>	Original Requested Amt	Funded	Disbursed	Util. %	<u>Discount</u>	486 Filed
181461	427934	143030766	Windstream Communications, Inc.	T	\$16,560.00	\$8,832.00	\$8,832.00	100.0%	46%	Y
181461	427943	143005684	Education Service Center, Region 11	IA	\$13,248.00	\$13,248.00	\$3,312.00	25.0%	46%	Y
181461	427945	143004662	Southwestern Bell Telephone Company	T	\$66,240.00	\$66,240.00	\$0.00	0%	46%	Y
181461	427948	143004662	Southwestern Bell Telephone Company	T	\$5,729.76	\$5,729.76	\$0.00	0%	46%	Y

FY 2013 E-rate Application Information Request

Date: March 20, 2014

Doug Brubaker
Jane Kellogg
Mansfield Independent School District

Response Due Date: March 27, 2014

Dear Applicant,

We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program.

- I. Based on the documentation that you have provided, the entire FRN 2465829 will be denied because the contract that you provided was signed prior to the Allowable Contract Date. For additional contract guidance; please refer to the USAC website at: <http://www.usac.org/sl/applicants/step03/contracts.aspx>.
- II. Based on the documentation you provided during review, FRNs 2465829, 2465750, 2465643, and 2465727 will be denied because you did not consider all bids received in response to the FCC Form 470 and/or RFP during your evaluation process. You stated services are being purchased off of Texas State Master contracts for these FRNs, however, TEX-AN NG contracts have been awarded to several vendors for the services requested in FRNs 2465829, 2465750, 2465643, and 2465727.

✓
2013 902395 2465643 143004662 Southwestern Bell
Telephone Company
Gigaman Circuits 1-14-13
2013 902395 2465727 143004662 Southwestern Bell
Telephone Company 2-14-13
Gigaman to IA POP
2013 902395 2465750 143004662 Southwestern Bell
Telephone Company 4/14/2014
Gigaman to ESC
2013 902395 2465829 143001192 AT&T Corp. Gigaman Circuits 1/14

- III. Based on the documentation provided during the selective review, FRNs 2465829, 2465750, 2465643, and 2465727 will be denied for failing to demonstrate that price was the primary criteria in the vendor selection process. The evaluation sheet/bid evaluation matrix was not provided during selective review. Without the evaluation sheet/bid evaluation matrix, USAC is unable to determine that price was the primary factor in the selection of the vendor. Further it is not apparent that the selection of your vendor was in accordance with the criteria stated in your selective review responses, since an evaluation sheet/bid evaluation matrix was not

Response due: 03/27/2014

provided. "Applicants must construct an evaluation for consideration of bids received in response to the posting of the FCC Form 470 that makes price the primary factor in the selection of a vendor." For additional guidance on vendor selection, please refer to the USAC website at <http://www.usac.org/sl/applicants/step03/evaluation.aspx>.

If you disagree with our determination and you have alternative information, please provide the supporting documentation.

If you fail to respond to this email within 7 days, we will perform the action(s) listed above.

Lastly, please complete, sign, and date the attached certification and return with your response.

Response Reminders

Please fax or email the requested information to my attention. If you have any questions or you do not understand what we are requesting, please feel free to contact me.

If we do not receive the requested information by March 27, 2014, your application(s) will be reviewed using the information currently on file. Failure to respond may result in a reduction, denial, or rescinding of funding.

Thank you for your cooperation and continued support of the Universal Service Program.

Nina Krishnan
Associate Manager, Special Compliance
30 Lanidex Plaza West | Parsippany, NJ 07054
T: 973.581.5106 | F: 973.599.6552
nkrishn@sl.universalservice.org

Response due: 03/27/2014

Special Compliance Information Request Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf.

Please note that if an authorized representative signs this form, an authorized school or library official is also required to sign in the space provided below.

Note: If a consultant was used, a school official MUST sign below.

CERTIFICATION	
<p>I certify that I am authorized to make the representations set forth in the responses to the inquiry on behalf of Mansfield Independent School District the entity represented on and responding to the inquiry, and am the most knowledgeable person with regard to the information set forth therein. I certify that the responses and supporting documentation to the inquiry are true and correct to the best of my knowledge, information and belief. I acknowledge that FCC rules provide that persons who have been convicted of criminal violations or held civilly liable for certain acts arising from their participation in the schools and libraries support mechanism are subject to suspension and debarment from the program. I acknowledge that false statements can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001 and civil violations of the False Claims Act.</p>	
<p>I declare under penalty of perjury that the foregoing is true and correct. Executed on _____ day of _____, 2014 at _____ [city], _____ [state].</p>	
Signature	Date
Print Name	Title
Employer	
Telephone Number	Fax Number
Email Address	
Address	
Authorized School or Library Official's Signature and Title	Date
Print Name of Authorized School or Library Official Named Above	

2013	902395	2465643	143004662	Southwestern Bell Telephone Company	Gigaman Circuits
2013	902395	2465727	143004662	Southwestern Bell Telephone Company	Gigaman to IA POP
2013	902395	2465750	143004662	Southwestern Bell Telephone Company	Gigaman to ESC
2013	902395	2465829	143001192	AT&T Corp.	Gigaman Circuits

To: Nina Krishnan
Date: March 22, 2014
Subject: Request for Information of March 20, 2014
Copy: Doug Brubaker

Re: March 20, 2014 Request

In response to your letter of March 20, 2014 we submit this response.

Cc: 'Jane Kellogg (jkellogg@kelloggllc.com)'
Subject: Mansfield Independent School District - Response due 3.27.2014

Dear Mr. Brubaker and Ms. Kellogg,
Please see the attached information request for Mansfield Independent School District. Your response is due on or before March 27, 2014. Please contact me if you have any questions.

"We are in the process of reviewing Funding Year(s) **2013** Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the Universal Service program.

- I. *Based on the documentation that you have provided, the entire FRN 2465829 will be denied because the contract that you provided was signed prior to the Allowable Contract Date. For additional contract guidance; please refer to the USAC website at: <http://www.usac.org/sl/applicants/step03/contracts.aspx>."*

Response I:

The agreement commonly referred to as a "contract" is not technically a contract, it is an "Intrastate Tariff Network Services Agreement" – see header snippet below:



AT&T ILEC Intrastate Tariff Network Services Agreement
for Texas HB2128 Eligible Customers
Provided Pursuant to Custom Terms

The only true contracts that exist are between TX DIR and the telecommunications companies that responded to DIR's request for bids. The date's districts install circuits at specific sites vary according to construction build outs and other factors. Consequently the 'turn-up' date of any specific circuit may occur at any time during a given funding year and new service agreements signed.

None of the requests made by Mansfield for Priority One services have ever been requested as 'contracted services,' only as Telecommunications (T) or Month-to-Month (MTM) services as can be seen on the copies of the 2010, 2011, and 2012 Form 471's attached. This is an acceptable way of requesting these circuits. Since these are tariffed or month-to-month services. Formal contracts are only required under certain circumstances.

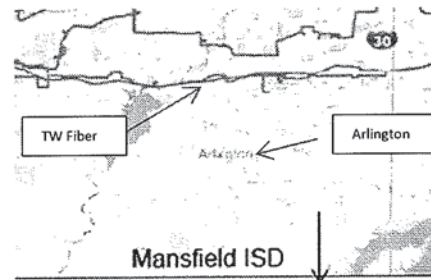
Of these only Southwestern Bell Telephone Company d/b/a AT&T Texas has the necessary infrastructure to provide high bandwidth circuits in the Mansfield ISD geographic area.

While they are not listed on the HB 2128 list above there was one company on the DIR list, TW Telecom that states that they offer all services that MISD was seeking so the district looked to see if this was a viable option.

Vendor Name	Contract No.	Product Sub-Type
AT&T Corporation	<u>DIR-TEX-AN-NG-CTSA-005</u>	Internet, Data, Long Distance, Small Office/Home Office (SOHO), Local Voice, Metro Ethernet, Voice Over IP (VOIP)
Hughes Network Systems, LLC	<u>DIR-TEX-AN-NG-CTSA-002</u>	Small Office/Home Office (SOHO), Satellite
Level 3 Communications, LLC	<u>DIR-TEX-AN-NG-CTSA-007</u>	Internet, Data, Metro Ethernet
Windstream Corporation (formerly PAETEC Communications, Inc.)	<u>DIR-TEX-AN-NG-CTSA-009</u>	Local Voice, Wireless Broadband, Internet
Proactive Communications	<u>DIR-TEX-AN-NG-CTSA-001</u>	Satellite
Qwest Communications Company, LLC, dba CenturyLink	<u>DIR-TEX-AN-NG-CTSA-004</u>	Long Distance, Internet, Voice Over IP (VOIP)
Skyfiber, Inc.	<u>DIR-TEX-AN-NG-CTSA-003</u>	Wireless Broadband
Time Warner Entertainment - Advance/Newhouse Partner dba Time Warner Cable through its Texas Region	<u>DIR-TEX-AN-NG-CTSA-008</u>	Metro Ethernet, Small Office/Home Office (SOHO), Internet
TW Telecom of Texas, LLC.	<u>DIR-TEX-AN-NG-CTSA-006</u>	Long Distance, Data, Internet, Small Office/Home Office (SOHO), Metro Ethernet, Voice Over IP (VOIP), Local Voice
Verizon Business Network Services, Inc.	<u>DIR-TEX-AN-NG-CTSA-010</u>	Internet, Small Office/Home Office (SOHO), Voice Over IP (VOIP)

The next consideration was whether TW Telecom could actually deliver all these services to the Mansfield district at affordable prices when the HB 2128 discounts would not be available

When reviewing whether TW Telecom could provide services at affordable prices in the Mansfield geographic area or not, they found that they cannot. The reason being that the TW Telecom Fiber Network, which is required to deliver equivalent high bandwidth rates, is not 'built-out' in the Mansfield area. The snapshot inserted above shows that TW Telecom's nearest fiber is north of Arlington Texas which is more than 18 miles from the northernmost border of the Mansfield ISD district boundaries. See maps in the attachment set.



President
Certified E-rate Management Professional, CEMP
Kellogg & Sovereign Consulting, LLC

P 580-332-1444

F 580-332-2532

IP 164.58.19.204

E jk Kellogg@kelloggllc.com

www.kelloggllc.com

"You are never too old to set another goal or to dream a new dream" C.S. Lewis"

To: 'DougBrubaker@misdmail.org'



**AT&T ILEC Intrastate Tariff Network Services Agreement
for Texas HB2128 Eligible Customers
Provided Pursuant to Custom Terms**

AT&T Case Number (for AT&T internal use only): 260580.3

Customer ("Customer")	AT&T ("AT&T")
Mansfield ISD 605 E Broad St Mansfield Texas 76063	For purposes of this Service Agreement, AT&T means the Service Provider specifically identified herein.
Customer Contact (for notices)	AT&T Sales Contact Information and for Contract Notices <input checked="" type="checkbox"/> Primary Sales Contact
Name: Doug Brubaker Title: Assistant Superintendent, Technology Information Services Telephone: 817 229 1980 Fax: 817 453 5349 E-mail: dbrubaker@mansfieldisd.org <u>Address for notices, if different from above:</u> Street Address City State Zip Code USA	Account Rep Name: Chris LaPorte Title: Sr Account Manager Telephone: 817-884-9501 Fax: 214-761-8163 Email: cl5354@att.com Street Address: 1116 Houston St City: Fort Worth State: TX Zip Code: 76102 <u>With a copy to:</u> AT&T Corp. One AT&T Way, Bedminster, NJ 07921-0752 Attn: Master Agreement Support Team E-mail: mast@att.com
AT&T Authorized Agent or Representative Information (if applicable) <input type="checkbox"/> Primary Sales Contact	
Name: _____ Company Name: _____ Agent Street Address: _____ City: _____ State: _____ Zip Code: _____ Telephone: _____ Fax: _____ Email: _____ Agent Code: _____	

Customer agrees to purchase Service described in Section I and II, below, in the quantities and according to the prices and terms and conditions set forth in this Service Agreement ("Agreement") and in the applicable tariffs. The Parties acknowledge and agree that this Agreement represents individual case pricing that is offered to Customer because of the unique or specialized conditions of the AT&T business services purchased by Customer. The rates, terms and conditions of this Agreement are available only to qualifying entities under Texas HB2128. Customer acknowledges the possibility of purchasing the Services provided hereunder from other providers. Service is provided by the AT&T Incumbent Local Exchange Carrier (ILEC) Affiliate identified below as the Service Provider. References to "Agreement" refer to this Agreement and any attachment attached hereto, and incorporated by reference herein.

This Agreement is effective on the date this Agreement is last signed ("Effective Date") and shall remain in full force and effect for the Term of the Agreement as identified below.

☒ Customer hereby acknowledges receipt of the AT&T customer building / site preparation document for the fiber-based Service which describes the physical conditions of customer premises that must be made available before Service can be installed. Note: Customer site preparation is a major factor impacting service implementation dates.

☐ Above statement does not apply.

Customer (by its authorized representative)	AT&T (by its authorized representative)
By:	By:
Printed or Typed Name: Bob Morrison	Printed or Typed Name: GABRIELA RATULOWSKI LEAD - CUSTOMER CONTRACTS
Title: Superintendent	Title: _____
Date: 10/28/11	Date: 11-1-2011



AT&T ILEC Intrastate Tariff Network Services Agreement
for Texas HB2128 Eligible Customers
Provided Pursuant to Custom Terms

TERMS AND CONDITIONS

1. Definitions

"Service Component" means an individual component of a Service provided under this Agreement.

Tariffs. "Tariffs" are documents containing terms and conditions for a service that AT&T files with regulatory commissions. Tariffs can be found at www.att.com/servicepublications.

2. Service Term. For the Service(s) offered under this Agreement, the Term for all Services shall begin on ("Term Start Date") (1) if this Agreement is only for "New Install" as checked above, on the date when the first Service at the first Customer Site is installed and available for use by Customer pursuant to this Agreement, or (2) if this Agreement is for "Renewal of Service" as checked above, on the Effective Date, and will continue for the Term as listed above. No rates or discounts shall be applied prior to the Term Start Date. Upon the expiration of the Term, no rates or discounts provided under this Agreement will apply to such Service. For any Service provided under this Agreement, upon expiration of the Term, Customer will have the option to either (a) notify AT&T as per contract notice information on page 1 of this Agreement of Customer's desire to terminate the Service or (b) continue using the Service on a month-to-month basis until the Service is terminated by either party on thirty days' notice. After expiration of the Term of this Agreement, AT&T may modify rates, terms and conditions applicable to the Service(s) on thirty days' notice.

This Agreement will expire when Service(s) or Service Component(s) are no longer provided under this Agreement.

3. Pricing. The rates and charges stated in this Agreement are stabilized until the end of the Term of this Agreement, and apply in lieu of the corresponding rates and charges set forth in the applicable tariff. Except as otherwise provided herein, no other discount, promotion, credit or waiver set forth in a tariff will apply. Prices in this Agreement are exclusive of, and Customer will pay, all current or future taxes, regulatory surcharges, recovery fees, and other similar charges specified or allowed by any governmental entity relating to the sale, use or provision of the Services.

4. Billing and Payments. Customer will pay AT&T the Monthly Charges and Non-recurring Charges set forth herein. Customer's obligation to pay for all Services will begin upon the Term Start Date. AT&T will invoice Customer for the Services on a monthly basis. AT&T may require Customer to tender a deposit if AT&T determines, in its reasonable judgment, that Customer is not creditworthy.

Payment is due within 30 days after the date of the invoice and must refer to the invoice number. Charges will be quoted and must be paid in the currency specified in the invoice. Restrictive endorsements or other statements on checks are void. Customer will reimburse AT&T for all costs associated with collecting delinquent or dishonored payments, including reasonable attorney's fees. AT&T may charge late payment fees as specified in the applicable tariff, at the rate specified therein.

5. Termination for Convenience. The following termination provisions are only applicable to Services provided pursuant to this Agreement.

5.1. If Customer cancels this Agreement prior to the Term Start Date, Customer will reimburse AT&T for time and materials incurred prior to the effective date of termination, plus any third-party charges resulting from the termination.

5.2. If Customer terminates Service(s), in whole or in part, for any reason other than default by AT&T, or AT&T terminates for Customer's default, on or after the Term Start Date but before the scheduled completion of the Term, Customer shall pay a termination liability of an amount equal to (a) all unpaid non-recurring charges (excluding non-recurring charges that were waived or incorporated into the monthly recurring rates), (b) fifty percent (50%) of the recurring monthly charges rate for the terminated Service(s) as set forth in this Agreement, multiplied by the number of months remaining in the term for the applicable Service at the point of termination, and (c) any special construction liabilities. These charges shall become due and immediately payable upon termination.

6. Tariff and Regulations.

This Agreement may be subject to the jurisdiction of a regulatory commission and will be subject to changes or modifications as the controlling commission may direct from time to time in the exercise of its jurisdiction. AT&T will, subject to the availability and operational limitations of the necessary systems, facilities, and equipment, provide the Service pursuant to the terms and conditions in the tariff. This Agreement may be filed with the appropriate state commission. If approval is required and not obtained, then this Agreement will immediately terminate, and Customer shall receive a refund of any non-recurring charge paid and pre-paid amounts for Service not received.

Service Quantities, Locations, Monthly Rate and Non-Recurring Charges
Attachment 1 to 280580.3

SELECT ONE:

- ☒ Place X here if this is an Attachment to AT&T ILEC Intrastate Tariff Network Services Agreement for Texas HB2128 Eligible Customers Provided Pursuant to Custom Terms
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- ☐ Place X here if this is an Attachment to Texas House Bill 2128 Intrastate Network Services Agreement AT&T Advanced Solutions

CUSTOMER NAME: Mansfield ISD

SERVICE: GigaMen
 If contract includes more than one Product, use additional Attachments.)

*Note: For OPT-E-MAN, Indicate: 1 Gbps Port or 100 Mbps Port, Basic Connect or Basic Plus; CIR speeds; and Bronze or Silver Grade of Service
 *Note: For CSME, Indicate: 1 Gbps Port or 100 Mbps Port or 10 Mbps Port

Case Number # (for AT&T Internal Use Only)	QUANTITY of CIRCUITS/ SERVICES	LOCATION A - SERVICE STREET ADDRESS, AND CITY	LOCATION B (if applicable) - SERVICE STREET ADDRESS, AND CITY	MONTHLY RATE	NON-RECURRING CHARGE	ADDITIONAL INFORMATION
260580.3	1	1522 N Walnut Creek, Mansfield, TX 76063	900 Sixth Ave, Mansfield Texas 76063	\$641.00	\$0.00	60 month

TX HB 2128_Loc_Attach

v. 09-16-08



E-rate Rider

6. **Non-Appropriations.** By executing the Agreement, Customer warrants that Customer has funds appropriated and available to pay all amounts due hereunder through the end of Customer's current fiscal period. Customer further agrees to request all appropriations and funding necessary to pay for the Services for each subsequent fiscal period through the end of the Agreement Term. In the event Customer is unable to obtain the necessary appropriations or funding for the Services provided under this Attachment, Customer may terminate the Services without liability for the termination charges upon the following conditions: (i) Customer has taken all actions necessary to obtain adequate appropriations or funding; (ii) despite Customer's best efforts funds have not been appropriated and are otherwise unavailable to pay for the Services; and (iii) Customer has negotiated in good faith with AT&T to develop revised terms, an alternative payment schedule or a new agreement to accommodate Customer's budget. Customer must provide AT&T thirty (30) days' written notice of its intent to terminate the Services. Termination of the Services for failure to obtain necessary appropriations or funding shall be effective as of the last day for which funds were appropriated or otherwise made available. If Customer terminates the Services under this Attachment, Customer agrees as follows: (i) it will pay all amounts due for Services incurred through date of termination, and reimburse all unrecovered non-recurring charges; and (ii) it will not contract with any other provider for the same or substantially similar services or equipment for a period equal to the original Agreement Term.

Customer Must Choose A or B

A.) ☒ [OPTION "A" IS AVAILABLE FOR NEW OR EXISTING SERVICES]

CUSTOMER DIRECTS AT&T TO COMMENCE OR CONTINUE SERVICES EVEN IF FUNDING COMMITMENT DECISION LETTER ("FCDL") HAS NOT BEEN RECEIVED FROM USAC/SLD. CUSTOMER ACKNOWLEDGES ITS OBLIGATION TO PAY FOR THE SERVICE IF FUNDING IS DENIED OR USAC/SLD COMMITMENT IS NOT RECEIVED.

1. **Scope:** Customer desires that Services commence on or about insert date. Customer intends to seek funding from the USAC/SLD, but acknowledges that it may not receive an FCDL prior to this date and that it is possible that USAC/SLD may not approve funding or may delay its decision.

2. **Funding Denial Agreement Termination:** CUSTOMER ACKNOWLEDGES THAT THERE IS NO RIGHT TO TERMINATE THE SERVICES OR SERVICE COMPONENTS MADE THE BASIS OF THIS ATTACHMENT IF E-RATE FUNDING IS DELAYED OR DENIED.

Customer should refer to the E-Rate Rules and Regulations regarding USAC/SLD payments for eligible services delivered after the beginning of the E-Rate year (July 1st) but before receipt of an FCDL.

B.) ☐ [OPTION "B" IS APPROPRIATE FOR NEW SERVICES]

SERVICES WILL NOT COMMENCE UNTIL AT&T RECEIVES NOTIFICATION THAT E-RATE FUNDS HAVE BEEN COMMITTED; IF E-RATE FUNDING FOR SERVICES IS DENIED, AGREEMENT WILL TERMINATE AS TO THOSE SERVICES UNLESS AND UNTIL A NEW ATTACHMENT (REPLACING THIS ATTACHMENT) IS EXECUTED.

1. **Scope:** Customer agrees to use best efforts to obtain funding from the USAC/SLD. AT&T will not begin work related to the Services and/or equipment (including, without limitation, construction, installation or activation activities) until after AT&T receives Customer notification to proceed with the order, and verification of funding approval, and, for Internal Connections (IC), a verification of Form 486 approval by the USAC/SLD. AT&T will commence Service(s) as soon as is practical following the receipt of the appropriate documentation.

2. **Funding Denial Agreement Termination:** If a funding request is denied by the USAC/SLD, the Agreement, with respect to such Service(s), shall terminate sixty (60) days from the date of the FCDL in which E-Rate funding is denied or on the 30th day following the final appeal of such denial, and Customer will not incur termination liability. In the event Services are to be provided pursuant to a multi-year arrangement (whether by contract or tariff), this termination right applies only to the first year of the multi-year agreement.

CONFIDENTIAL INFORMATION

This agreement is for use by the authorized employees of the parties hereto only and is not for general distribution within or outside the companies.



E-rate Rider

Customer acknowledges its obligation to designate the method by which it will receive E-Rate discounts. With respect to each discount method, Customer agrees as follows:

Billed Entity Application Reimbursement ("BEAR") – Form 472:

Customer agrees to submit to AT&T complete and accurate BEAR – Form 472 requests for certification at least five (5) business days prior to the FCC Invoice Deadline date for the Funding Request Number(s) ("FRN") being submitted on that Form 472. AT&T cannot ensure that the Form 472 will be reviewed prior to the deadline if not received at least five (5) business days prior. Upon receipt of USAC/SLD check in the amount of the certified Form 472, AT&T will remit payment to Customer within twenty (20) business days after receipt of payment from USAC/SLD. It is solely Customer's responsibility to ensure the accuracy of this submission and the amounts sought to be recovered through the E-Rate program.

Service Provider Invoice form – ("SPI") – Form 474:

After AT&T has received notification of approved funding, an approved Form 486, and Customer has confirmed the appropriate Billed Accounts to be discounted per Funding Request Number, AT&T will then provide E-rate program discounts and will file a Form 474 SPI. Customer agrees to promptly submit any AT&T or USAC/SLD Forms needed to support requests for payment of Services rendered. In the event SLD denies payment, Customer will be responsible for repayment of all funds provided to Customer by AT&T associated with this process.

FCC RULES REQUIRE THAT PRIOR TO SUBMISSION OF A FORM 471 APPLICATION FOR FUNDING THE PARTIES MUST HAVE ENTERED INTO A BINDING CONTRACT FOR THE SERVICES MADE THE SUBJECT OF THE APPLICATION. IT IS THE CUSTOMER'S RESPONSIBILITY TO ENSURE THAT STATE LAW REQUIREMENTS FOR A BINDING CONTRACT HAVE BEEN MET PRIOR TO THE SUBMISSION OF A FORM 471.

☐ THIS ATTACHMENT REPLACES THE ATTACHMENT BETWEEN THE PARTIES DATED <Date of Original Attachment>.

SO AGREED by the Parties' respective authorized signatories:

<i>Mansfield ISD</i>	AT&T Corp. ("AT&T")
Customer Signature: <i>[Signature]</i>	AT&T Signature: <i>[Signature]</i>
Print Name: <i>Bob Morrison</i>	Print Name: <i>GABRIELA RATULOWSKI</i> LEAD - CUSTOMER CONTRACTS
Title: <i>Superintendent</i>	Title:
Date: <i>10/28/11</i>	Date: 11-1-2011

CONFIDENTIAL INFORMATION

This agreement is for use by the authorized employees of the parties hereto only and is not for general distribution within or outside the companies.

Entity Number: 140867		Applicant's Form Identifier: 2012y15-471																												
Contact Person: Doug Brubaker		Contact Phone Number:																												
Block 5: Discount Funding Request(s) Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts. Make as many copies of this page as needed, and number the completed pages to assure that they are all processed correctly.		Block 5, page 2 of 7 FRN 2296287 (to be assigned by administrator)																												
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21 Description of This Service: NOTE: All Item 21 Attachments must be filed before the close of the filing window. Attachment You MUST attach a description of the service, including a breakdown of components, costs, manufacturer name, make and model number. You must include any additional account or telephone numbers if the billed account has multiple numbers. Label the description with an Attachment Number, and note number in space provided.																														
22 Entity/Entities Receiving This Service:		a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., 1): 1429329																												

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Block 5: Discount Funding Request(s) Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts. Make as many copies of this page as needed, and number the completed pages to assure that they are all processed correctly.		Block 5, page 7 of 7 FRN 2149062 (to be assigned by administrator)																												
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11 Category of Service (only ONE category should be checked) <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; vertical-align: top;"> PRIORITY 1 <input type="checkbox"/> Telecommunications Service <input checked="" type="checkbox"/> Internet Access </td> <td style="width: 50%; vertical-align: top;"> PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections </td> </tr> </table>		PRIORITY 1 <input type="checkbox"/> Telecommunications Service <input checked="" type="checkbox"/> Internet Access	PRIORITY 2 <input type="checkbox"/> Internal Connections Other than Basic Maintenance <input type="checkbox"/> Basic Maintenance of Internal Connections	23 Calculations <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td rowspan="5" style="width: 10%; vertical-align: middle;">Recurring Charges</td> <td>A. Monthly charges (total amount per month for service)</td> <td>\$1,439.00</td> </tr> <tr> <td>B. How much of the amount in A is ineligible?</td> <td>\$0.00</td> </tr> <tr> <td>C. Eligible monthly pre-discount amount (A minus B)</td> <td>\$1,439.00</td> </tr> <tr> <td>D. Number of months service provided in funding year</td> <td>12</td> </tr> <tr> <td>E. Annual pre-discount amount for eligible recurring charges (C x D)</td> <td>\$17,268.00</td> </tr> <tr> <td rowspan="3" style="vertical-align: middle;">Non-Recurring Charges</td> <td>F. Annual non-recurring charges</td> <td>\$0.00</td> </tr> <tr> <td>G. How much of the amount in F is ineligible?</td> <td>\$0.00</td> </tr> <tr> <td>H. Annual eligible pre-discount amount for non-recurring charges (F minus G)</td> <td>\$0.00</td> </tr> <tr> <td rowspan="3" style="vertical-align: middle;">Total Charges</td> <td>I. Total funding year pre-discount amount (E + H)</td> <td>\$17,268.00</td> </tr> <tr> <td>J. Discount from Block 4 Worksheet</td> <td>57.00</td> </tr> <tr> <td>K. Funding Commitment Request (I x J)</td> <td>\$9,842.76</td> </tr> </table>		Recurring Charges	A. Monthly charges (total amount per month for service)	\$1,439.00	B. How much of the amount in A is ineligible?	\$0.00	C. Eligible monthly pre-discount amount (A minus B)	\$1,439.00	D. Number of months service provided in funding year	12	E. Annual pre-discount amount for eligible recurring charges (C x D)	\$17,268.00	Non-Recurring Charges	F. Annual non-recurring charges	\$0.00	G. How much of the amount in F is ineligible?	\$0.00	H. Annual eligible pre-discount amount for non-recurring charges (F minus G)	\$0.00	Total Charges	I. Total funding year pre-discount amount (E + H)	\$17,268.00	J. Discount from Block 4 Worksheet	57.00	K. Funding Commitment Request (I x J)	\$9,842.76
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12 Form 470 Application Number 970210000876801																														
13 SPIN - Service Provider Identification Number 143004662																														
14 Service Provider Name Southwestern Bell Telephone Company																														
15a <input type="checkbox"/> Check this box if this Funding Request is for non-contracted tariffed or month-to-month services.																														
15b Contract Number T																														
15c <input type="checkbox"/> Check this box if this Funding Request is covered under a master contract (a contract negotiated by a third party, the terms and conditions of which are then made available to an eligible entity that purchases directly from the service provider).																														
15d <input type="checkbox"/> Check this box if this Funding Request is a continuation of an FRN from a previous funding year based on a multi-year contract. If so, provide that FRN here:																														
16a Billing Account Number (e.g., billed telephone number) 817-163-1702																														
16b <input type="checkbox"/> Check this box if there are multiple Billing Account Numbers and attach a complete list of those numbers to this page.																														
17 Allowable Vendor Selection/Contract Date (mm/dd/yyyy) (based on Form 470 filing) 01/14/2011																														
18 Contract Award Date (mm/dd/yyyy)																														
19 Service Start Date (mm/dd/yyyy) 07/01/2011																														
20a Service End Date (mm/dd/yyyy) 06/30/2012																														
20b Contract Expiration Date (mm/dd/yyyy)																														
21 Description of This Service: NOTE: All Item 21 Attachments must be filed before the close of the filing window. Attachment You MUST attach a description of the service, including a breakdown of components, costs, manufacturer name, make and model number. You must include any additional account or telephone numbers if the billed account has multiple numbers. Label the description with an Attachment Number, and note number in space provided.																														
22 Entity/Entities Receiving This Service:		a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., 1): 1306020																												

11. Category of Service: Telecommunications Service	
13. SPIN: 143004662	14. Service Provider Name: Southwestern Bell Telephone Company
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: MTM
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: 817-473-5600-976	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 01/11/2010	18. Contract Award Date:
19a. Service Start Date: 07/01/2010	19b. Service End Date: 06/30/2011
20. Contract Expiration Date:	
21. Attachment #: 2010Y13-2	22. Block 4 Worksheet No.: 1192837
23a. Monthly Charges: \$14,000.00	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$14,000.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$168,000.00	
23f. Annual non-recurring (one-time) charges: 0	
23g. Ineligible non-recurring amt.: 0	
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$168,000.00	
23j. % discount (from Block 4): 55	
23k. Funding Commitment Request (23i x 23j): \$92,400.00	

FRN: 1979469 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 573040000783265
13. SPIN: 143004662	14. Service Provider Name: Southwestern Bell Telephone Company
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: T
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: 817-163-6131-810	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 01/11/2010	18. Contract Award Date:
19a. Service Start Date: 07/01/2010	19b. Service End Date: 06/30/2011
20. Contract Expiration Date:	
21. Attachment #: 2010Y13-3	22. Block 4 Worksheet No.: 1192837
23a. Monthly Charges: \$876.00	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$876.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$10,512.00	
23f. Annual non-recurring (one-time) charges: 0	
23g. Ineligible non-recurring amt.: 0	
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$10,512.00	
23j. % discount (from Block 4): 55	
23k. Funding Commitment Request (23i x 23j): \$5,781.60	

FRN: 1979491 FCDL Date:	
10. Original FRN:	
11. Category of Service: Telecommunications Service	12. 470 Application Number: 573040000783265
13. SPIN: 143004662	14. Service Provider Name: Southwestern Bell Telephone Company
15a. Non-Contracted tariffed/Month to Month Service:	15b. Contract Number: T
15c. Covered under State Master Contract:	15d. FRN from Previous Year:
16a. Billing Account Number: 817-163-1702-794	16b. Multiple Billing Account Numbers?:
17. Allowable Contract Date: 01/11/2010	18. Contract Award Date:
19a. Service Start Date: 07/01/2010	19b. Service End Date: 06/30/2011
20. Contract Expiration Date:	
21. Attachment #: 2010Y13-4	22. Block 4 Worksheet No.: 1192837
23a. Monthly Charges: \$13,518.38	23b. Ineligible monthly amt.: \$.00
23c. Eligible monthly amt.: \$13,518.38	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$162,220.56	

17. Allowable Contract Date: 01/11/2010	18. Contract Award Date:
19a. Service Start Date: 07/01/2010	19b. Service End Date: 06/30/2011
20. Contract Expiration Date:	
21. Attachment #: 2010Y13-7	22. Block 4 Worksheet No.: 1192837
23a. Monthly Charges: \$15,588.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$15,588.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$187,056.00	
23f. Annual non-recurring (one-time) charges: 0	23g. Ineligible non-recurring amt.: 0
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$0.00	
23i. Total program year pre-discount amount (23e + 23h): \$187,056.00	
23j. % discount (from Block 4): 55	
23k. Funding Commitment Request (23i x 23j): \$102,880.80	

Block 6: Certifications and Signature

Do not write in this area.

Application ID:731815

Entity Number	140867	Applicant's Form Identifier	2010y13
Contact Person	Doug Brubaker	Phone Number	817-299-3684

Block 6: Certifications and Signature

24. ☒ I certify that the entities listed in Block 4 of this application are eligible for support because they are: (check one or both)
- a. ☒ Act of 2001, 20 U.S.C. Secs. 7801(18) and (38), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any schools including, but not limited to elementary, secondary schools, colleges, or universities
25. ☒ I certify that the entity I represent or the entities listed on this application have secured access, separately or through this program, to all of the resources, including computers, training, software, internal connections, maintenance, and electrical capacity, necessary to use the services purchased effectively. I recognize that some of the aforementioned resources are not eligible for support. I certify that the entities I represent or the entities listed in this application have secured access to all of the resources to pay the discounted charges for eligible services from funds to which access has been secured in the current funding year. I certify that the Billed Entity will pay the non-discount portion of the cost of the goods and services to the service provider(s).

a.	Total funding year pre-discount amount on this Form 471 (Add the entities from Item 23i on all Block 5 Discount Funding Requests.)	\$742,741.12
b.	Total funding commitment request amount on this Form 471 (Add the entities from Items 23K on all Block 5 Discount Funding Requests.)	\$408,507.62
c.	Total applicant non-discount share (Subtract Item 25b from Item 25a.)	\$334,233.50
d.	Total budgeted amount allocated to resources not eligible for E-rate support	\$0.00
e.	Total amount necessary for the applicant to pay the non-discount share of the services requested on this application AND to secure access to the resources necessary to make effective use of the discounts. (Add Items 25c and 25d.)	\$334,233.50
f.	<input type="checkbox"/> Check this box if you are receiving any of the funds in Item 25e directly from a service provider listed on any Forms 471 filed by this Billed Entity for this funding year, or if a service provider listed on any of the Forms 471	

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TEX-AN NG contracts are all E-RATE certified. Application number: 913190000842787

Vendor Name	Contract No.	Product Sub-Type
AT&T Corporation	DIR-TEX-AN-NG-CTSA-005	Internet, Data, Long Distance, Small Office/Home Office (SOHO), Local Voice, Metro Ethernet, Voice Over IP (VOIP)
Hughes Network Systems, LLC	DIR-TEX-AN-NG-CTSA-002	Small Office/Home Office (SOHO), Satellite
Level 3 Communications, LLC	DIR-TEX-AN-NG-CTSA-007	Internet, Data, Metro Ethernet
Windstream Corporation (formerly PAETEC Communications, Inc.)	DIR-TEX-AN-NG-CTSA-009	Local Voice, Wireless Broadband, Internet
Proactive Communications	DIR-TEX-AN-NG-CTSA-001	Satellite
Qwest Communications Company, LLC, dba CenturyLink	DIR-TEX-AN-NG-CTSA-004	Long Distance, Internet, Voice Over IP (VOIP)
Skyfiber, Inc.	DIR-TEX-AN-NG-CTSA-003	Wireless Broadband
Time Warner Entertainment - Advance/Newhouse Partner dba Time Warner Cable through its Texas Region	DIR-TEX-AN-NG-CTSA-008	Metro Ethernet, Small Office/Home Office (SOHO), Internet
TW Telecom of Texas, LLC.	DIR-TEX-AN-NG-CTSA-006	Long Distance, Data, Internet, Small Office/Home Office (SOHO), Metro Ethernet, Voice Over IP (VOIP), Local Voice
Verizon Business Network Services, Inc.	DIR-TEX-AN-NG-CTSA-010	Internet, Small Office/Home Office (SOHO), Voice Over IP (VOIP)

TW Telecom only provider offering all services but do not have fiber in area for high bandwidth circuits.

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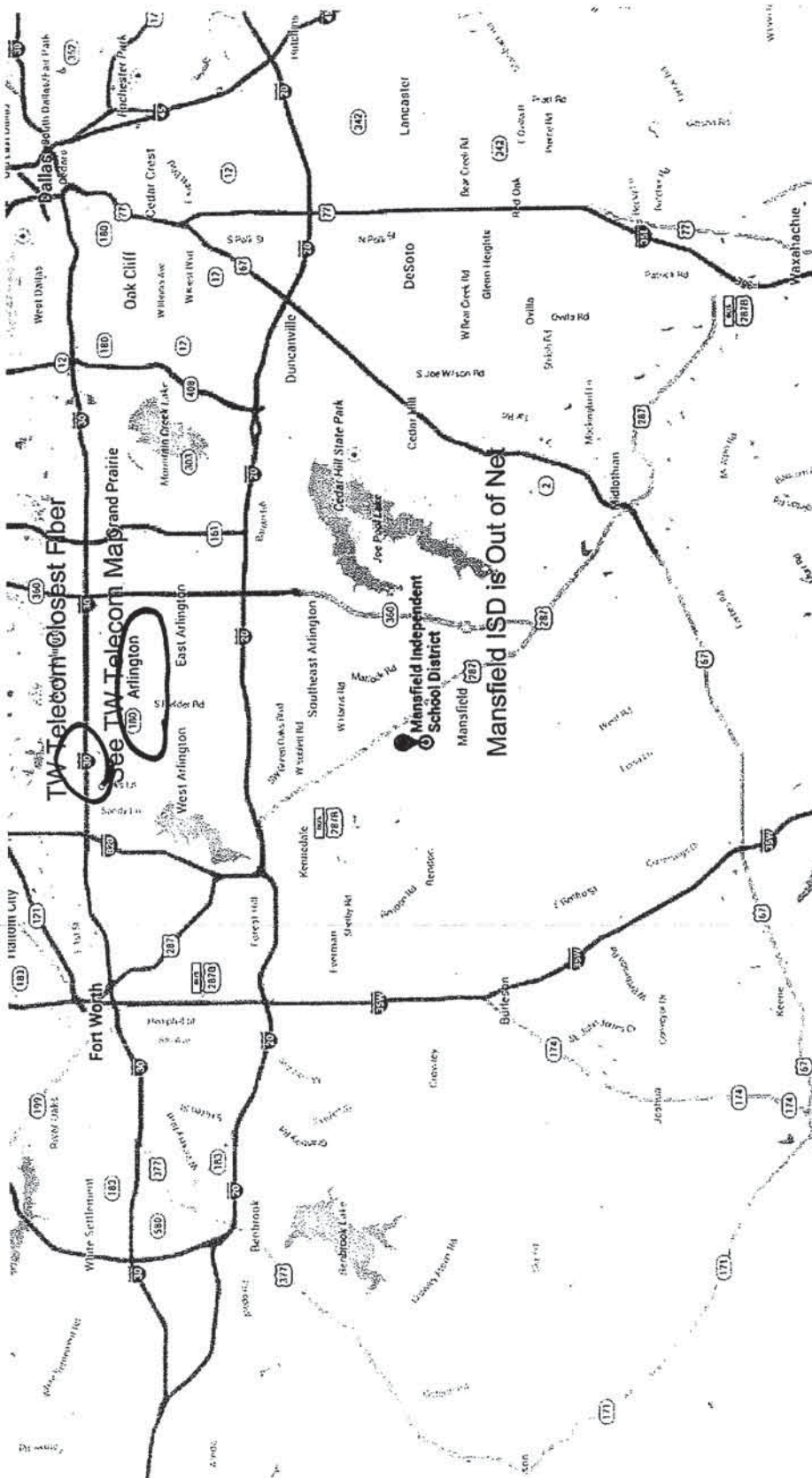
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GENERAL PRICING

Rates are based on a 5-yr term, but are provided with no contract obligation beyond the first 12 months of service.

Rates are based on On-Net Services. "On-Net Service" means a Service that is provisioned entirely on tw telecom's network utilizing our fiber facilities to the end user location.

"Off-Net Service" means a Service where tw telecom must procure the "last mile" from the LEC or some other provider as tw telecom does not have fiber facilities to the end user location.

Prices assume that facilities exist. If facilities have to be created, the monthly price can either increase or a one-time special construction charge can be applied. DIR or DIR Customer will have the option to accept the price or cancel the order.

Particular bandwidths will require the bonding of multiple T1 or DS3 circuits to accommodate; multiply the Off-net local loop charges accordingly, e.g., 2xT1 = 3mb, 4xT1 = 6mb.

Any Off-Net Service required to provision Services to a particular location not listed among those locations identified will be priced ICB.

tw telecom is offering the first month free on any new orders for any new services up to \$2500.00 monthly recurring charge for the first year of the Tex-AN NG contract. This offer applies to the on-net service only.

Portability - Early term fees: fees will be waived provided that the MRCs associated with the applicable higher bandwidth or newer technology service multiplied by the number of months in the committed term are equal to or higher than the MRCs associated with the existing services multiplied by the number of months remaining in the term as of the date of the move (provided the existing svcs are on-net). If off-net, customer will reimburse vendor for any amounts payable to 3rd party.

tw telecom must be the underlying service provider of an associated voice facility for local dial-tone, in order for the below rates to apply.

GENERAL PRICING

- 1) Existing AT&T Customers will transition to new rates beginning no later than September 1, 2011.
- 2) Greenwood Co-Location Services:
DIR hereby agrees to pay AT&T TWO THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$2,500.00) monthly for Greenwood co-location services for a total annual value of THIRTY THOUSAND AND NO/100 DOLLARS.

Pricing Terms and Conditions

These Pricing Terms and Conditions apply only to Services administered under the TEX-AN NG Contract: DIR - TEX-AN-NG CTSA 005.

These Pricing Terms and Conditions are of general applicability except where specific alternative treatment of the subject is stated.

Term Requirements:

- 1) Non Recurring Charges (NRC) apply for Local Services which are offered on a Month to Month basis.
- 2) Unless otherwise stated, Non Recurring Charges for all Services, including Smart Trunks are waived contingent upon Customer maintaining Services for period of no less than 24 full months otherwise, the waived installation fees will be recovered by AT&T from customer. This is not applicable to custom, MIS or Advanced services.
- 3) Non Recurring Charges may apply for custom, ICB or Advanced LD Services as defined in the pricing schedule.
- 4) Managed Internet Service (MIS) Ports and its associated components term is equivalent 30 month minimum term period per line without exception.

Flat rate MIS: rates for the MIS port are contingent on port bundled with access for T1, NXT1, and DS3 access speeds where access is purchased from AT&T (total service bundle required).

MIS Fast Ethernet: Rates for the MIS port are contingent on a bundled offer with the Ethernet access. EAMIS is sold as a total service. Subject to the standard availability and qualification of the EAMIS product as documented in the Guidebook. MIS Fast Ethernet port only pricing can be used whenever the Ethernet access is existing and belongs to the AT&T LEC SBC.

Minimum payment period of 30 months is required on all individual service components of product. Installation charges waived. Full recovery of waived installation fees is required if minimum payment period is not met.

- 5) In addition to the repaying of any previously waived installation charges if the mutually agreed upon defined commitment time period is not met, early service termination penalties may apply with the exception of the SLA disconnection remedy for Chronic conditions as set forth in Attachment D-1 to Exhibit D, Performance Management of the CTSA.
- 6) Fiber based Services (CSME, Opteman, Gigaman, etc.) minimum 2 year term per individual line/circuit installed. The early service termination penalty of 50% of the monthly recurring charges will apply if the commitment time period is not met.
- 7) Custom Pricing and Terms and Conditions are for Services requested. For rate elements not found in the pricing sheets, either Service Guide rates or existing Tariff rates, rules and regulations will apply.
- 8) Services assume AT&T Texas facilities exist and no special construction will be required. If special construction is required and it results in a higher rate for the specific service, then DIR and /or the Customer, as appropriate, will have the option to accept the new rate or withdraw the request for that specific service.

- III. Based on the documentation provided during the selective review, FRNs 2465829, 2465750, 2465643, and 2465727 will be denied for failing to demonstrate that price was the primary criteria in the vendor selection process. The evaluation sheet/bid evaluation matrix was not provided during selective review. Without the evaluation sheet/bid evaluation matrix, USAC is unable to determine that price was the primary factor in the selection of the vendor. Further it is not apparent that the selection of your vendor was in accordance with the criteria stated in your selective review responses, since an evaluation sheet/bid evaluation matrix was not provided. "Applicants must construct an evaluation for consideration of bids received in response to the posting of the FCC Form 470 that makes price the primary factor in the selection of a vendor." For additional guidance on vendor selection, please refer to the USAC website at <http://www.usac.org/sl/applicants/step03/evaluation.aspx>.

SEE RESPONSE TO ITEM 2